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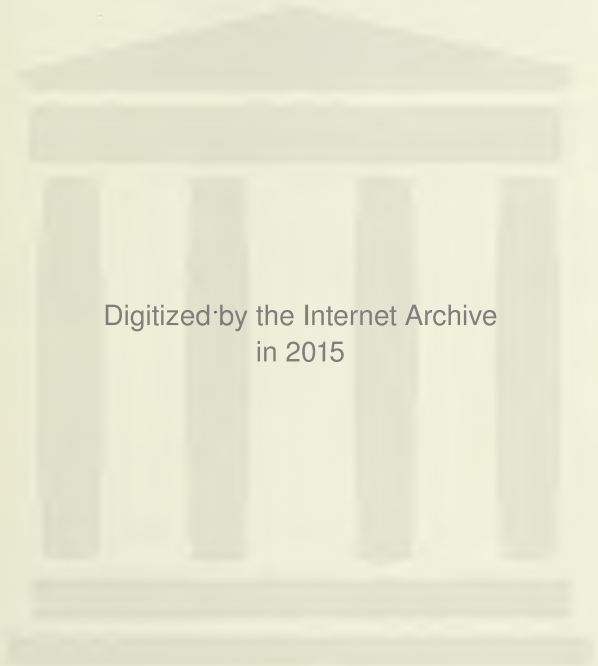

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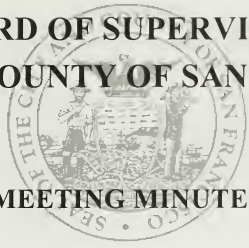
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO



MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 3 0 2013

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PUBLIC LIBRARY

Tuesday, June 5, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll, Supervisor Kim was noted absent. Supervisor Kim was noted present at 2:08 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Chu, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of April 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor on May 31, 2012, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

120406 **[Administrative Code - Film Rebate Program Extension and Funding]**
Sponsor: Farrell
Ordinance amending the San Francisco Administrative Code Section 57.8 to: 1) extend the Film Rebate Program for two additional years, through June 30, 2014; and 2) increase the total amount of available funds up to $2,000,000 for film rebates during that period.
(Fiscal Impact)

Ordinance No. 101-12

FINALLY PASSED

120433 [Accept and Expend Grant - Replacement of Refrigeration Equipment in Small Businesses - $403,000]
Sponsor: Chu
Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of $403,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to study the impact that the replacement of old refrigeration equipment in San Francisco businesses would have on energy usage and peak power demand in the City, and amending Ordinance No. 146-11 Annual Salary Ordinance, FY2011-2012 and FY 2012-2013) to reflect the addition of one (1) Class 5640 Environmental Specialist grant funded position (25 FTE) at the Department of the Environment.

Ordinance No. 098-12

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

120368 [Endorsing the 2011 and 2012 Annual Language Access Ordinance Compliance Reports]
Sponsors: Chiu; Mar and Campos
Resolution endorsing "Language Matters: Language Access Ordinance Annual Compliance Summary Report, July 2011" and "Language Access Ordinance Annual Compliance Summary Report, March 2012," issued by the Office of Civic Engagement and Immigrant Affairs.

Supervisors Mar and Campos requested to be added as co-sponsors.

Resolution No. 218-12

ADOPTED

Recommendations of the Land Use and Economic Development Committee

110716 [Transportation Code - Tour Bus Parking and Loading]
Sponsors: Chiu; Farrell
Ordinance amending the San Francisco Transportation Code, Division I, Article 7 by: 1) amending Section 7.2.27 to remove the restriction on the use of white zones by commercial vehicles and clarify that this Section does not apply to Stands established under Division II of the Code and designated for the use of Tour Buses; 2) amending Section 7.2.38 to establish violations for vehicles other than authorized Tour Buses parking or stopping in restricted Tour Bus Stands and for Tour Buses that exceed posted time limits in such Stands; 3) amending Section 7.2.80 to exclude Tour Bus Stands from otherwise applicable parking restrictions imposed in specified use districts on vehicles required to register with the California Public Utilities Commission; and 4) making environmental findings.

Ordinance No. 099-12

FINALLY PASSED

120405 **[Police Code - Regulating the Use of Amplified Sound on Unenclosed Tour Buses and Establishing Fee]**
Sponsor: Chiu
Ordinance amending San Francisco Police Code Sections 46, 2901, 2916, and 2922, and adding Section 2913, to: 1) clarify that the definition of "Sound Truck" in Section 46 does not include unenclosed tour buses; 2) clarify that the noise restrictions imposed by Article 29 do not apply to the City and County of San Francisco; 3) prohibit the use of amplified sound systems on unenclosed tour buses unless such systems have been certified by the San Francisco Department of Public Health as not being audible from a distance of 50 or more feet from the vehicle or contain volume limiting electronics to meet that requirement; 4) adding a reporting requirement for the Department of Public Health; 5) adding fees for the Department of Public Health approval and issuance of a Certificate of Authorization to Operate Electronically Amplified Sound on Unenclosed Tour Bus; 6) authorize the Department of Public Health and the Police Department to enforce the requirements of Section 2913; 7) clarify that Article 29 should not be construed to conflict with Federal or State laws; and 8) adopt findings, including environmental findings.

Ordinance No. 100-12

FINALLY PASSED

Recommendation of the Public Safety Committee

120440 **[Accept and Expend Grant - Water-Based Response Capabilities - $215,000]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to retroactively accept and expend a grant in the amount of $215,000 from the Federal Emergency Management Agency for the FY2011 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

Resolution No. 207-12

ADOPTED

Recommendations of the Rules Committee

120068 **[Settlement of Lawsuit - Kevin Woodson v. CCSF - $45,000]**
Ordinance authorizing settlement of the lawsuit filed by Kevin Woodson against the City and County of San Francisco for $45,000; the lawsuit was filed on December 10, 2010, in the United States District Court, Northern District of California, Case No. C11-00057 JCS; entitled Kevin Woodson, et al. v. City and County of San Francisco, et al., and the waiver of the San Francisco General Hospital lien. (City Attorney)

PASSED, ON FIRST READING

120273 [Confirming Reappointment, Local Homeless Coordinating Board - Christine Ma, M.D.]
Resolution confirming the Controller's reappointment of Christine Ma, M.D., term ending October 21, 2015, to the Local Homeless Coordinating Board, and waiving residency requirement (Controller)

Resolution No. 205-12

ADOPTED

120491 [Appointment, Local Homeless Coordinating Board - Laura Guzman]
Motion appointing Laura Guzman, term ending October 21, 2015, to the Local Homeless Coordinating Board, and waiving residency requirement. (Clerk of the Board)

Motion No. M12-067

APPROVED

120490 [Appointments, Child Care Planning and Advisory Council - Candace Wong, Simon Lee, Natalie Kriger, and Michele Rutherford]
Motion appointing Candace Wong, Simon Lee, Natalie Kriger, and Michele Rutherford, terms ending March 19, 2015, to the Child Care Planning and Advisory Council. (Clerk of the Board)

Motion No. M12-068

APPROVED

120492 [Appointments, Pedestrian Safety Advisory Committee - John Lowell, Paul Supawanich, Howard Strassner, Robin Brasso, and Zachary Marks]
Motion appointing Paul Supawanich and Robin Brasso, terms ending March 28, 2013, and John Lowell, Howard Strassner, and Zachary Marks, terms ending March 28, 2014, to the Pedestrian Safety Advisory Committee (Clerk of the Board)

Motion No. M12-069

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

120428 **[Appropriating $587,756,000 for Wastewater Capital Improvements at the Public Utilities Commission for FY2012-2013 and FY2013-2014]**
Sponsor: Mayor
Ordinance appropriating $587,756,000 of proceeds from revenue bonds, wastewater revenue, state grants, and bond interest income for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program, comprised of $299,402,000 for FY2012-2013, and $288,354,000 for FY2013-2014, and placing $255,600,000 on Board Finance Committee reserve as well as placing all applicable appropriations by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness, accept and expend a Department of Water Resources administered grant in the amount of $24,147,000 and allow reimbursement of prior expenditures, funded from Wastewater Revenue Bonds, to be funded by the grant retroactive to December 2011; notably if the State delays the disbursement of the $24,147,000 in grant funding, Wastewater Revenue Bonds may be substituted as a source for the grant funds.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120429 **[Appropriating $171,001,000 for Water Capital Improvements at the Public Utilities Commission for FY2012-2013 and FY2013-2014]**
Sponsor: Mayor
Ordinance appropriating $171,001,000 of proceeds from revenue bonds, water revenues, and interest income for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program, comprised of $60,084,000 for FY2012-2013, and $110,917,000 for FY2013-2014, and placing applicable appropriations by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120430 [Appropriating $141,171,000 for Hetch Hetchy Water and Power Capital Improvements at the Public Utilities Commission for FY2012-2013 and FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $141,171,000 of Hetch Hetchy revenue, California Energy Commission loan and Power and Water Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Enterprise's Capital Improvement Program consisting of $51,383,000 for FY2012-2013, and $89,788,000 for FY2013-2014, and placing applicable appropriations by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness and loan funds.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120467 [Water Revenue Bond Issuance and Sale - Not to Exceed $163,400,000]

Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed $163,400,000 to finance various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120468 [Power Revenue Bond Issuance and Sale - Not to Exceed $12,300,000]

Ordinance approving the issuance and sale of power revenue bonds by the San Francisco Public Utilities Commission (SFPUC) in an aggregate principal amount not to exceed $12,300,000 to finance various power capital projects benefitting the SFPUC Power Enterprise, pursuant to Section 9.107(8) of the City Charter; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120469 [Wastewater Revenue Bond Issuance and Sale - Not to Exceed $522,810,000]

Ordinance approving the issuance and sale of wastewater revenue bonds by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed $522,810,000 to finance various projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120437 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]**
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services for FY2012-2013 and FY2013-2014: employee and public parking management, information booth, security, and shuttle bus services (Airport); paratransit, security, parking citation and collection, meter collection and coin counting, towing, and transit shelter maintenance services (Municipal Transportation Agency); janitorial and security services (Port); security services (Public Utilities Commission).

Resolution No. 206-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120454 **[Lease of Real Property - 1455 Market Street]**
Resolution authorizing the lease of 24,440 square feet at 1455 Market Street for seven years plus option to extend for the San Francisco Department of the Environment's Office purposes. (Real Estate Department)
(Fiscal Impact)

Resolution No. 208-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Government Audit and Oversight Committee

120378 **[Administrative Code - Establishing a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force]**
Sponsors: Wiener; Olague, Campos, Cohen and Avalos
Ordinance amending the San Francisco Administrative Code, Chapter 5, Article XII, by adding Sections 5.110 through 5.115, to establish a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force and establish its powers and duties.

Supervisor Avalos requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120477 [Lease Amendment - San Francisco Forty Niners - Candlestick Park Stadium]
Sponsors: Mayor; Farrell

Resolution: 1) approving and authorizing an amendment to the Lease of Candlestick Park Stadium with San Francisco Forty Niners, LLC, to grant the Forty Niners an additional option to terminate the Lease early, between May 31, 2014, and May 31, 2015, providing for the Forty Niners to pay the City $1,000,000 in consideration for the early termination option, and providing that if the Forty Niners exercise the option, the Forty Niners make added minimum guaranteed payments to the City, in lieu of the rent scheduled under the current Lease, of $4,295,000 if the team plays no regular season or post-season NFL games at Candlestick in the 2014 season and up to $5,000,000 more if the team does play such games; 2) approving and accepting the dedication under the amendment of $1,045,000 of such $4,295,000 minimum guaranteed payment for youth programs for the City's Recreation and Park Department; 3) ratifying prior acts; and 4) making environmental findings.
(Fiscal Impact)

Privilege of the floor was granted to Cheryl Adams (City Attorney's Office) who responded to questions raised throughout the discussion.

Resolution No. 209-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Land Use and Economic Development Committee

120047 [Planning Code - Including Financial Services Within Definition of Formula Retail]
Sponsors: Mar; Olague, Campos and Avalos

Ordinance amending the San Francisco Planning Code by: 1) amending Section 703.3(c) to include financial services within the uses subject to formula retail controls in Neighborhood Commercial Districts; 2) amending Section 806.3(c) including financial services within the uses subject to formula retail controls in Mixed Use Districts; 3) amending Section 303.3(i) making conforming amendments; and 4) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and with the Priority Policies of Planning Code Section 101.1.

Supervisors Campos and Avalos requested to be added as co-sponsors.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Olague, Wiener
Noes: 3 - Chu, Elsbernd, Farrell

Recommendation of the Public Safety Committee

120431 [Administrative Code - Establishing a Wage Theft Task Force]
Sponsors: Campos; Mar, Chiu, Kim, Avalos, Olague and Cohen
Ordinance amending the San Francisco Administrative Code by adding Sections 5.260 through 5.260-5 to: 1) establish a Wage Theft Task Force to make recommendations to the Board of Supervisors regarding how the City may best address wage theft in San Francisco; 2) provide for the Task Force's membership, organization, and duties; and 3) set a sunset date for the Task Force.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Rules Committee

111326 [Confirming Appointment, Municipal Transportation Agency Board of Directors - Cristina Rubke]
Sponsor: Mayor
Motion confirming the Mayor's appointment of Cristina Rubke, term ending March 1, 2016, to the Municipal Transportation Agency Board of Directors.

Motion No. M12-070

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Olague Excused from Voting

Supervisor Campos, seconded by Supervisor Farrell, moved that Supervisor Olague be excused from voting on File No. 120493. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Excused: 1 - Olague

120493 [Appointment, Association of Bay Area Governments Executive Board - Supervisor Christina Olague]
Motion appointing Supervisor Christina Olague, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Motion No. M12-071

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Excused: 1 - Olague

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Elsbernd, seconded by Supervisor Avalos, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Elsbernd introduced, welcomed, and presented a Certificate of Honor to Annette Lonich of the Office of the Clerk of the Board in recognition of her 34 years of service to the City and County of San Francisco upon her retirement. Angela Calvillo, Clerk of the Board, shared in this commendation.

Supervisor Elsbernd introduced, welcomed, and presented a Certificate of Honor to Gail Johnson of the Office of the Clerk of the Board in recognition of her 36 years of service to the City and County of San Francisco upon her retirement. Angela Calvillo, Clerk of the Board, shared in this commendation.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Farrell was noted absent at 2:54 p.m. and noted present at 3:03 p.m.

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

120435 [Park Code - Marina Small Craft Harbor Fees and Licenses]
Sponsor: Farrell

Ordinance amending the San Francisco Park Code Section 12.11 to: 1) reflect the fees for FY2011-2012 for berthing licenses in the San Francisco Marina Small Craft Harbor; 2) establish a flat daily rate for short-term dock fees; 3) delete fees for obsolete services; 4) add new transfer fee provisions; and 5) authorize annual renewals of berthing licenses pursuant to the Recreation and Park Commission's Marina Rules; and making environmental findings and findings of consistency with the General Plan.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120436 **[Appropriating $1,039,600 of Fund Balance in the Marina Yacht Harbor Operating Fund to the Recreation and Park Department for the West Harbor Renovation Project in FY2011-2012]**

Sponsor: Farrell

Ordinance appropriating $1,039,600 in fund balance in the Marina Yacht Harbor Operation Fund to the Recreation and Park Department in FY2011-2012 for funding the construction of 36 additional slips as a part of the West Harbor Renovation Project.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Olague was noted absent at 3:20 p.m. and noted present at 3:32 p.m.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Aaron Jones; expressed concerns relating to stadium leases.
Francisco Da Costa, expressed various concerns.
Walter Paulson; shared in song certain concerns with the Board.
Eugene Gordon, Jr.; expressed various concerns.
Male Speaker; expressed various concerns.
Patrick Whiska; expressed concerns relating to personal home loans.
Damon Hernandez; expressed concerns relating to murals and digital artistry.
Thomas Bernheim; expressed various concerns relating to veterans access to medical cannibis.
James Ward; expressed various concerns relating to veterans access to medical cannibis.
Sandra Bacon; expressed various concerns relating to veterans access to medical cannibis.
Male Speaker; expressed various concerns relating to veterans access to medical cannibis.
Greg; expressed various concerns relating to veterans access to medical cannibis.
Gilbert; expressed various concerns relating to veterans access to medical cannibis.
Stephen Craig; expressed various concerns relating to veterans access to medical cannibis.
Elliott Wright; expressed various concerns relating to veterans access to medical cannibis.
Shana; expressed various concerns relating to veterans access to medical cannibis.
Mara Hale; expressed concerns relating to immigrant rights.
Ignacio Nunez; expressed concerns relating to mental health rights.
Ray Hartz; expressed concerns relating to open government and recent Sunshine Ordinance Task Force appointments (See additional information submitted on Page 16).
Ace Washington; expressed various concerns relating to African-American migration.
Male Speaker; expressed various concerns relating to taxi cab medallions.
Espinola Jackson; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120562 [José Julio Sarria Day - May 22, 2012]
Sponsors: Campos; Olague, Wiener and Kim
Resolution honoring José Julio Sarria for his tremendous contributions to San Francisco's political and cultural life, including being the first openly gay candidate for a political elected office in the United States when he ran for the San Francisco Board of Supervisors in 1961, and declaring May 22, 2012, as José Julio Sarria Day in the City and County of San Francisco.

Resolution No. 219-12

ADOPTED

120563 [Accept and Expend Grant - California Arts Council State Local Partnership Program - $14,400]
Sponsors: Chu; Mayor
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $14,400 from the California Arts Council State Local Partnership Program to help support the Arts Commission's Arts Education Program.

Resolution No. 210-12

ADOPTED

120564 [Accept and Expend Grant - Keith Haring Foundation Grant - $15,000]
Sponsor: Chu
Resolution to accept and expend a $15,000 grant from the Keith Haring Foundation to the San Francisco Arts Commission's ArtCare Program to restore and conserve Keith Haring's "Dancing Figures" sculpture, located at Third and Howard Streets.

Resolution No. 211-12

ADOPTED

120565 [Accept and Expend Grant - Keith Haring Foundation Grant - $50,000]
Sponsor: Chu
Resolution to accept and expend a $50,000 grant from the Keith Haring Foundation to the San Francisco Arts Commission's ArtCare Program to restore and conserve Keith Haring's "Dancing Figures" sculpture, located at Third and Howard Streets.

Resolution No. 212-12

ADOPTED

120566 [Accept and Expend Grant - Koret Foundation Grant - $25,000]
Sponsor: Chu
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $25,000 from the Koret Foundation for the ArtCare Program.

Resolution No. 213-12

ADOPTED

120567 [Lyme Disease Awareness Month - May 2012]
Sponsors: Kim; Campos
Resolution proclaiming May 2012 as Lyme Disease Awareness Month in the City and County of San Francisco.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 220-12

ADOPTED

120569 [Accept and Expend Grant - California Arts Council's Artist in Schools Grant - $9,600]
Sponsor: Chu
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $9,600 from the California Arts Council for the WritersCorps Program at Mission High School.

Resolution No. 214-12

ADOPTED

120570 [Accept and Expend Grant - Walter and Elise Haas Fund's Creative Work Fund - $40,000]
Sponsor: Chu
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $40,000 from the Walter and Elise Haas Fund's Creative Work Fund for the WritersCorps Project with Leticia Hernández, "Dar A Luz."

Resolution No. 215-12

ADOPTED

120571 [Accept and Expend Grant - National Endowment for the Arts Access - $15,000]
Sponsor: Chu
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $15,000 from the National Endowment for the Arts Access to Artistic Excellence Grant Program for the fall 2011 Exhibition, "Shift."

Resolution No. 216-12

ADOPTED

120586 [Approval of a 30-Day Extension for Planning Commission Review of Signage Required for Privately-Owned Publicly Accessible Open Spaces - File No. 120220]
Sponsor: Chiu
Resolution extending by 30-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 120220) amending the San Francisco Planning Code by: 1) amending Sections 135(h)(4), 135.3(g), and 138(i) to impose additional signage requirements for privately owned publicly-accessible open spaces; 2) amending Section 603(k) to make a conforming amendment; and 3) making environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and Planning Code Section 101.1.

Resolution No. 217-12

ADOPTED

120587 **[Annette Lonich Day - June 22, 2012]**
Sponsor: Board of Supervisors
Resolution declaring June 22, 2012, as Annette Lonich Day in the City and County of San Francisco and commending her on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 34 years of service to the City and County of San Francisco. (Clerk of the Board)

Resolution No. 221-12

ADOPTED

120588 **[Gail Johnson Day - June 8, 2012]**
Sponsor: Board of Supervisors
Resolution declaring June 8, 2012, as Gail Johnson Day in the City and County of San Francisco and commending her on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 36 years of service to the City and County of San Francisco. (Clerk of the Board)

Resolution No. 222-12

ADOPTED

120574 **[Final Map 6375: 2000 Ellis Street]**
Motion approving Final Map 6375, a 21 Unit Residential Condominium Project, located at 2000 Ellis Street, being a subdivision in Assessor's Block No. 1101, Lot No. 048; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M12-072

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of
Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to
and reported upon by an appropriate Committee of the Board.

Charter Amendment

120554 [Charter Amendment - San Francisco Housing Trust Fund and Housing Production Incentive Act]
Sponsors: Mayor; Wiener, Olague, Kim and Avalos
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.110 to: 1) create a San Francisco Housing Trust Fund by setting aside general fund revenues beginning in FY2013-2014 and ending in FY2043-2044 to create, acquire, and rehabilitate affordable housing and promote affordable home ownership programs in the City; and 2) lower and stabilize the impacts of affordable housing regulatory impositions on private residential projects; and to authorize the development of up to 30,000 units of affordable rental units in the City.
(Economic Impact)

05/22/12; ASSIGNED to Rules Committee.

06/05/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/5/2012. Substituted by Mayor Lee.

Ordinances

120404 [Administrative Code - Urban Agriculture Program]
Sponsors: Chiu; Avalos, Olague, Mar and Cohen
Ordinance amending the San Francisco Administrative Code by adding Sections 53.1 through 53.4 to: 1) establish an Urban Agriculture Program to oversee and coordinate all of the City's Urban Agriculture activities; and 2) adopt goals for the City related to Urban Agriculture.

04/24/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/24/2012.

05/02/12; REFERRED TO DEPARTMENT.

06/05/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120591 [Proposed Budget and Annual Appropriation Ordinance FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)

05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120592 [Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120597 [Police Code - Increase Permit and License Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Police Code Sections 2.26 and 2.27 to: 1) update the fees to reflect prior cost of living adjustments; 2) increase the permit application fee for commercial parking permits; and 3) increase license fees to include cost recovery for the Tax Collector's Office; and making environmental findings.

05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120604 [Health Code - Patient Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2012.

05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120606 [Administrative Code - Plan Review and Site Inspection to Ensure Compliance with Federal Disability Laws Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code Section 2A.22.1 to revise and increase the fees charged to City administered or City funded construction projects for plan review and site inspection by the Mayor's Office on Disability for compliance with federal disability access laws; and making environmental findings and findings of consistency with the General Plan.

05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

06/05/12; NOTICED.

120607 [Fire Code - Fire Department Service Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code Section 113.10 and 113.21 to increase fees for certain Fire Department services; and making environmental findings.
05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120608 [Park Code - Consolidating Golf Course Provisions and Increasing Certain Golf Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code Article 12 to: 1) consolidate golf course provisions into a single series of new Sections 12.12 through 12.12.6; and 2) increase certain fees at San Francisco municipal golf courses; and making environmental findings.
05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120609 [Park Code - Professional Tennis Lesson Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, Section 12.41 to: 1) increase rates for professional tennis lessons on park property; and 2) set two-tier pricing based on instructor certification level; and making environmental findings.
05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120616 [Interim Proposed Budget and Annual Appropriation Ordinance - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Interim Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 1, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)
05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120617 [Interim Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120631 [Business and Tax Regulations Code, Police Code, and Planning Code - Parking Tax Simplification for Residential Properties]
Sponsor: Wiener
Ordinance: 1) amending the San Francisco Business and Tax Regulations Code by adding Section 609 to establish Parking Tax Simplification for Residential Properties to relieve residential property owners and managers renting five or fewer parking spaces in Parking Stations physically attached to or otherwise associated with the building from the requirement to: (a) obtain a certificate of authority, (b) make monthly tax prepayments, (c) obtain a parking tax bond, and (d) providing amnesty from parking taxes, interest, penalties and fees owed for tax periods more than 24 months prior to the effective date of the Ordinance; 2) amending the Business and Tax Regulations Code Section 2219.7 to exempt property owners and managers registered pursuant to Section 609 from the requirement to pay the Revenue Control Equipment compliance fee; 3) amending the Planning Code Section 204.5 to allow as an accessory use up to five dwelling unit parking spaces to be leased to persons living off-site anywhere in the City; 4) amending the Police Code Section 1215 to eliminate the requirement to hold a commercial parking permit for property owners and managers registered pursuant to Section 609 of the Business and Tax Regulations Code; and 5) making environmental findings and findings of consistency with the General Plan.

06/05/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/5/2012

120632 [Agreements, Permit, and Lease - Improvements on Portions of Third, Fourth, Owens, and 16th Streets - UCSF Mission Bay]
Sponsors: Cohen; Kim
Ordinance 1) approving and authorizing a master agreement between the City and The Regents of the University of California, on behalf of its San Francisco campus (UCSF) governing various public improvements and other transactions relating generally to Fourth, Owens, Third and Sixteenth Streets in Mission Bay, and approving and authorizing the permit and agreements contemplated by such agreement, including a) the issuance of a major encroachment permit granting revocable permission to UCSF to occupy portions of these streets for UCSF improvements and activities, including a Fourth Street public plaza, b) maintenance agreements for said improvements, c) an easement agreement for UCSF utilities under Fourth Street between 16th Street and Mission Bay Boulevard South, d) easement agreements for sidewalk curb ramps, for public pedestrian passage, and City utilities over certain property within the UCSF campus, and e) a lease of subsurface and air space for UCSF improvements above and below certain segments of Fourth Street between Sixteenth and Mariposa Streets on State Trust property; 2) accepting offers of real property and public improvements along such streets and portions of Mariposa Street for street widening, turning radii and right turn lane purposes; 3) making environmental findings and findings of consistency with the City's General Plan, the eight priority policy findings of Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; 4) accepting Department of Public Works Order; and 5) authorizing official acts in connection with this Ordinance.

06/05/12; ASSIGNED to Land Use and Economic Development Committee.

120635 [Administrative Code - Updating Job Classifications and Bargaining Units]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code Section 16.210 to reflect changes in job classifications and bargaining units.

06/05/12; ASSIGNED to Government Audit and Oversight Committee.

120636 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff & Per Diem Nurses]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021 Staff & Per Diem Nurses, to be effective July 1, 2012, through June 30, 2014.
06/05/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120637 [Memorandum of Understanding - Freight Checkers, Clerical Employees & Helpers, Local 856, Supervising Registered Nurses, Unit 47]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Freight Checkers, Clerical Employees & Helpers, Local 856, Supervising Registered Nurses, Unit 47, to be effective July 1, 2012, through June 30, 2015.
06/05/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120638 [Business and Tax Regulations and Health Codes - Food Product and Marketing Establishment License Fees]
Sponsor: Mayor
Ordinance amending: 1) the San Francisco Business and Tax Regulations Code Sections 248 and 249.1; and 2) the San Francisco Health Code Sections 440 and 451 relating to fees for food product and marketing establishment licenses issued by the Department of Public Health.
06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

120302 [Accept and Expend Grant - Ferry System Interoperability Enhancements - $1,495,727]
Sponsor: Elsbernd
Resolution authorizing the Port of San Francisco to accept and expend $1,495,727 in grant funding consisting of a grant in the amount of $1,121,795 from the Department of Homeland Security, 2009 Port Security Grant Program for Ferry System Security Interoperability Enhancements at the Port of San Francisco, and $373,932 from the Metropolitan Transportation Commission as a match.
03/27/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

06/05/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

120593 [Treasure Island Development Authority Budget - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving the budget of the Treasure Island Development Authority for FY2012-2013 and FY2013-2014.
(Fiscal Impact)
05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120594 [Interim Treasure Island Development Authority Budget - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving the interim budget of the Treasure Island Development Authority for FY2012-2013 and FY2013-2014.

05/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120595 [Adjusting the Access Line Tax with the Consumer Price Index of 2012]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2012, and adjusting the Access Line Tax by the same rate.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120596 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); and food services (Sheriff).

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120598 [Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014.

06/05/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120599 [Contract Modification - Children's Council of San Francisco - Child Care Services - Not to Exceed $240,869,365]
Sponsor: Mayor
Resolution approving the contract modification between the City and County of San Francisco and the Children's Council of San Francisco to provide childcare services for the period of July 1, 2012, to June 30, 2017, in the amount of $240,869,365.
(Fiscal Impact)

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120600 [Contract - Conard House, Inc. - Housing First Program - Not to Exceed $19,142,302]

Sponsor: Mayor

Resolution retroactively approving the contract between the City and County of San Francisco and Conard House Inc. to provide master-leased housing under its Housing First Program to formerly homeless single adults and Money Management Services to frail and elderly senior citizens for the period of April 1, 2012, to June 30, 2017, in the amount of $19,142,302.

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120601 [Direct Aid Payments to Clients - Human Services Agency]

Sponsor: Mayor

Resolution approving the administration of direct aid payments to clients of the San Francisco Human Services Agency under Administrative Code Chapter 20.1.

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120602 [Contract - Episcopal Community Services - Safety Net Services - Not to Exceed $76,016,410]

Sponsor: Mayor

Resolution approving the contract between the City and County of San Francisco and Episcopal Community Services to provide various safety net services to homeless, formerly homeless, and frail and elderly senior citizens in San Francisco, for the period from July 1, 2012, to June 30, 2017, in the amount of $76,016,410.

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120603 [Contract - St. Vincent De Paul Society - Emergency Shelter Services - Not to Exceed $20,482,985]

Sponsor: Mayor

Resolution approving the contract between the City and County of San Francisco and St. Vincent De Paul Society to provide emergency shelter services to homeless citizens in San Francisco, for the period from July 1, 2012, to June 30, 2017, in the amount of $20,482,985.

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120605 [Accept and Expend - Department of Public Health Recurring State Grant Funds - FY2012-2013]

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2012-2013.

05/31/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120620 [Miguel Marquez Day - June 5, 2012]
Sponsors: Campos; Kim and Chiu
Resolution declaring June 5, 2012, as Miguel Marquez Day in the City and County of San Francisco and congratulating former Deputy City Attorney Miguel Marquez for his appointment to the California Sixth District Court of Appeal.

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120621 [Accept and Expend Grant - Sustainable Neighborhoods Technical Assistance and Planning - $49,000]
Sponsor: Olague
Resolution authorizing the Department of the Environment to accept and expend a grant of $49,000 from the Urban Sustainability Directors Network to administrate technical assistance for planning for environmentally sustainable neighborhoods (EcoDistricts) and to develop a plan for a national technical assistance program for local governments.

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120622 [Accept and Expend Grant - Imagination Playgrounds - $11,358]
Sponsor: Olague
Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend an in-kind grant of two Imagination Playgrounds in a Cart, valued at $11,358 from KaBOOM.

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120623 [Promoting the Responsible Acquisition of Dogs in the City and County of San Francisco]
Sponsors: Wiener; Campos
Resolution supporting the responsible acquisition of dogs in the City and County of San Francisco.

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120624 [Approval of an 18-Month Extension for Planning Commission Review of the Ordinance Establishing the Transportation Sustainability Fee (File No. 120524)]
Sponsors: Mayor; Wiener and Olague
Resolution extending by 18 months the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 120524) amending the San Francisco Planning Code by: 1) adding new Sections 411A through 411A.11 to establish a new citywide Transportation Sustainability Fee; 2) amending Section 401 to add definitions reflecting these changes; and 3) making findings, including general findings, environmental findings, Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120625 **[Warriors Arena Project - Sole Source Negotiations]**

Sponsors: Mayor; Chiu, Kim, Farrell, Chu, Wiener, Olague and Cohen

Resolution 1) finding that the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) urging OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29.

06/05/12; RECEIVED AND ASSIGNED to Board of Supervisors.

120630 **[Contract between the Department of Public Health and the San Francisco Community Health Authority to Provide Provider Payment Services for the Healthy San Francisco Program]**

Sponsor: Mayor

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract with the San Francisco Community Health Authority to provide Provider Payment services for the Healthy San Francisco Program from July 1, 2012, through June 30, 2014.

(Fiscal Impact)

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120640 **[Expenditures from the Budget Savings Incentive Fund - FYs 2012-2013 and 2013-2014]**

Sponsor: Mayor

Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2012-2013 and 2013-2014.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120641 **[Public Education Enrichment Fund - San Francisco Unified School District - FY2012-2013]**

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120642 [Public Education Enrichment Fund - Children and Families Commission - FY2012-2013]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

120629 [Committee of the Whole - Hearing on the Warriors Arena Sole Source Negotiations]

Sponsor: Chiu

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 12, 2012, at 3:00 p.m., to hold a public hearing on a Resolution: 1) finding that the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) urging OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29.

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120541 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 19, 2012, at 3:00 p.m., to hold a public hearing on a Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

06/05/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120633 **[Initiative Ordinance - Business and Tax Regulations Code - Eliminate Transfer Tax Foreclosure Exemption and Relieve Foreclosed Homeowners of Liability]**
Sponsors: Avalos; Campos, Cohen, Mar, Olague and Kim
Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-C, Real Property Transfer Tax, by repealing Section 1108.2 to eliminate the foreclosure exemption and amending Section 1103 to relieve foreclosed homeowners from tax liability" at an election to be held on November 6, 2012.

06/05/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/5/2012.

Requests for Hearing

120542 **[Public Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

06/05/12; RECEIVED AND ASSIGNED to Board of Supervisors.

120626 **[Hearing - Transfer of Local Business Enterprise Program]**
Sponsor: Campos
Hearing on proposed transfer of the Local Business Enterprise Program from Human Rights Commission to Office of the City Administrator or the Office of Economic Workforce Development.

06/05/12; RECEIVED AND ASSIGNED to Rules Committee.

120627 **[Hearing - Performance of San Francisco's Vocational Training Programs]**
Sponsor: Mar
Hearing on the performance of San Francisco's Vocational Training Programs.

06/05/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120628 **[Hearing - African American Student Achievement Strategies]**
Sponsors: Olague; Campos and Cohen
Strategies to address the African American Student Achievement.

06/05/12; RECEIVED AND ASSIGNED to City and School District Select Committee.

120639 [Committee of the Whole - Warriors Arena Sole Source Negotiations]
Hearing of persons interested in or objecting to a Resolution: 1) finding that the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) urging OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29. (Clerk of the Board)

06/05/12; RECEIVED AND ASSIGNED to Board of Supervisors.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear
of the next available agenda of the Board and introduced by the President.

PROPOSED ORDINANCES

120576 [Settlement of Lawsuit - State Farm Gen. Ins. Co. v. CCSF - $37,500]
Ordinance authorizing settlement of the lawsuit filed by State Farm Gen. Ins. Co. against the City and County of San Francisco for $37,500; the lawsuit was filed on March 25, 2010, in Superior Court of the State of California, Case No. CGC-10-498127; entitled State Farm Gen. Ins. Co. v. City and County of San Francisco. (City Attorney)

05/24/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Rules Committee.

120577 [Settlement of Lawsuit - Anderson v. CCSF - $62,500]
Ordinance authorizing settlement of the lawsuit filed by Phyllis Anderson against the City and County of San Francisco for $62,500; the lawsuit was filed on April 1, 2010, in San Francisco Superior Court, Case No. CGC-09-498287; entitled Phyllis Anderson v. Laguna Honda Hospital. City and County of San Francisco, and Does 1-50, inclusive. (City Attorney)

05/24/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

120578 [Settlement of Alleged Violations of the North American Electric Reliability Corporation Standards and Payment of a $50,000 Penalty]

Resolution approving a settlement of the unlitigated Notice of Alleged Violation filed by the Western Electricity Coordinating Council against Hetch Hetchy Water and Power on September 30, 2011, with respect to alleged violations of the North American Electric Reliability Corporation Reliability Standards. (City Attorney)

05/21/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Rules Committee.

120580 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

05/24/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Board of Supervisors.

120581 [Agreement - Serco, Inc. - Parking Meter Management System - Not to Exceed $46,410,974]

Resolution authorizing the San Francisco Municipal Transportation Agency to execute an agreement with Serco Inc. for parking meter coin collection, counting, and support services for an amount not to exceed $46,410,974 and for a term of five years, with an option to extend the term for up to an additional four years. (Municipal Transportation Agency)
(Fiscal Impact)

05/21/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120582 [Contract Amendment - Construction Management Services for the Bay Division Region Required for the Water System Improvement Program Projects - $26,500,000]

Resolution authorizing an amendment to the San Francisco Public Utilities Commission contract CS- 914 for Construction Management Services with Jacobs Engineering Group, Inc., to be provided on projects in the Water System Improvement Program, and authorizing the General Manager to execute this amendment, increasing the agreement by $1,500,000 for a total agreement amount of $26,500,000 and adopting findings pursuant to the California Environmental Quality Act. (Public Utilities Commission)

05/25/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120583 [Real Property Lease Expansion - KLW, LLC - 3120 Mission Street]
Resolution authorizing the amendment of an existing lease at 3120 Mission Street with KLW, LLC, to expand the premises by approximately 5,000 square feet for the Human Services Agency. (Real Estate Department)

05/21/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120585 [Real Property Sublease - 1440 Harrison Street Development Group, LLC - 1440 Harrison Street]
Resolution authorizing the exercise of a five year option to extend the Sublease of the 52,200 square foot building at 1440 Harrison Street for the Human Services Agency. (Real Estate Department)

05/23/12; RECEIVED FROM DEPARTMENT.

06/05/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

In Memoriams

Peter Malcolm Dewees – Supervisor Chiu
Kathi Kamen Goldmark – Supervisor Chu
Susan Hall – Supervisor Mar
Elizabeth Jeanette Holcomb – Supervisor Cohen
Ann Mercurio – Supervisor Farrell
Marion Sandler – Supervisor Chiu

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:08 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 10, 2012.

Angela Calvillo, Clerk of the Board

Addendum

The following information are provided by speaker(s), pursuant to Administrative Code Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment as follows: I'm beginning to wonder: just how bright is this Board of Supervisors? That recent action regarding the SOTF is RETALIATION is evident in one, simple fact: they're replacing every last member! Group punishment is a good indication of REVENGE! The new members are compromised: if they decide against a citizen, is it because the citizen failed to make their case or, because the members know their fate if they find against the BOS? The BOS has compromised its own wins, as the question will arise: did they actually win, or, did they intimidate the jury? In fact, I'm certain the message has reached ALL boards and commission: here's your fate should you decide a case against us! And, I have to wonder if the Ethics Commission case regarding Sheriff Mirkarimi is compromised? After all members of the Ethics Commission must now understand the repercussions of finding other than their told!

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
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Tuesday, June 12, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, Supervisor Mar was noted absent. There was a quorum.

Supervisor Mar was noted present at 2:09 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Farrell, moved to approve the Board Meeting Minutes of May 1, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMUNICATIONS

Rick Caldeira, Legislative Deputy Director, announced that pursuant to Charter Section 3.100(7), the Mayor and Board President have rescheduled the Mayor's Appearance Before the Board to June 19, 2012.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

120428 [Appropriating $587,756,000 for Wastewater Capital Improvements at the Public Utilities Commission for FY2012-2013 and FY2013-2014]
Sponsor: Mayor
Ordinance appropriating $587,756,000 of proceeds from revenue bonds, wastewater revenue, state grants, and bond interest income for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program, comprised of $299,402,000 for FY2012-2013, and $288,354,000 for FY2013-2014, and placing $255,600,000 on Board Finance Committee reserve as well as placing all applicable appropriations by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness, accept and expend a Department of Water Resources administered grant in the amount of $24,147,000 and allow reimbursement of prior expenditures, funded from Wastewater Revenue Bonds, to be funded by the grant retroactive to December 2011, notably if the State delays the disbursement of the $24,147,000 in grant funding. Wastewater Revenue Bonds may be substituted as a source for the grant funds.
(Fiscal Impact)

Ordinance No. 108-12

FINALLY PASSED

120429 [Appropriating $171,001,000 for Water Capital Improvements at the Public Utilities Commission for FY2012-2013 and FY2013-2014]
Sponsor: Mayor
Ordinance appropriating $171,001,000 of proceeds from revenue bonds, water revenues, and interest income for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program, comprised of $60,084,000 for FY2012-2013, and $110,917,000 for FY2013-2014, and placing applicable appropriations by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness.

Ordinance No. 109-12

FINALLY PASSED

120430 **[Appropriating $141,171,000 for Hetch Hetchy Water and Power Capital Improvements at the Public Utilities Commission for FY2012-2013 and FY2013-2014]**

Sponsor: Mayor

Ordinance appropriating $141,171,000 of Hetch Hetchy revenue, California Energy Commission loan and Power and Water Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Enterprise's Capital Improvement Program consisting of $51,383,000 for FY2012-2013, and $89,788,000 for FY2013-2014, and placing applicable appropriations by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness and loan funds.

Ordinance No. 110-12

FINALLY PASSED

120467 **[Water Revenue Bond Issuance and Sale - Not to Exceed $163,400,000]**

Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed $163,400,000 to finance various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

Ordinance No. 113-12

FINALLY PASSED

120468 **[Power Revenue Bond Issuance and Sale - Not to Exceed $12,300,000]**

Ordinance approving the issuance and sale of power revenue bonds by the San Francisco Public Utilities Commission (SFPUC) in an aggregate principal amount not to exceed $12,300,000 to finance various power capital projects benefitting the SFPUC Power Enterprise, pursuant to Section 9.107(8) of the City Charter; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

Ordinance No. 114-12

FINALLY PASSED

120469 **[Wastewater Revenue Bond Issuance and Sale - Not to Exceed $522,810,000]**

Ordinance approving the issuance and sale of wastewater revenue bonds by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed $522,810,000 to finance various projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)

Ordinance No. 115-12

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

120378 [Administrative Code - Establishing a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force]
Sponsors: Wiener; Olague, Campos, Cohen and Avalos
Ordinance amending the San Francisco Administrative Code, Chapter 5, Article XII, by adding Sections 5.110 through 5.115, to establish a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force and establish its powers and duties.

Ordinance No. 107-12

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

120435 [Park Code - Marina Small Craft Harbor Fees and Licenses]
Sponsor: Farrell
Ordinance amending the San Francisco Park Code Section 12.11 to: 1) reflect the fees for FY2011-2012 for berthing licenses in the San Francisco Marina Small Craft Harbor; 2) establish a flat daily rate for short-term dock fees; 3) delete fees for obsolete services; 4) add new transfer fee provisions; and 5) authorize annual renewals of berthing licenses pursuant to the Recreation and Park Commission's Marina Rules; and making environmental findings and findings of consistency with the General Plan.

Ordinance No. 111-12

FINALLY PASSED

120436 [Appropriating $1,039,600 of Fund Balance in the Marina Yacht Harbor Operating Fund to the Recreation and Park Department for the West Harbor Renovation Project in FY2011-2012]
Sponsor: Farrell
Ordinance appropriating $1,039,600 in fund balance in the Marina Yacht Harbor Operation Fund to the Recreation and Park Department in FY2011-2012 for funding the construction of 36 additional slips as a part of the West Harbor Renovation Project.
(Fiscal Impact)

Ordinance No. 112-12

FINALLY PASSED

120388 [Accept and Expend Grant - GreenFinanceSF - $200,608]
Sponsor: Mar
Resolution authorizing the Department of the Environment to accept and expend an American Recovery and Reinvestment Act of 2009 funded grant in the amount of $200,608 from the California Energy Commission's State Energy Program through the Local Government Commission to support GreenFinanceSF.

Resolution No. 228-12

ADOPTED

Recommendation of the Public Safety Committee

120431 [Administrative Code - Establishing a Wage Theft Task Force]
Sponsors: Campos; Mar, Chiu, Kim, Avalos, Olague and Cohen
Ordinance amending the San Francisco Administrative Code by adding Sections 5.260 through 5.260-5 to: 1) establish a Wage Theft Task Force to make recommendations to the Board of Supervisors regarding how the City may best address wage theft in San Francisco; 2) provide for the Task Force's membership, organization, and duties; and 3) set a sunset date for the Task Force.

Ordinance No. 102-12

FINALLY PASSED

Recommendation of the Rules Committee

120068 [Settlement of Lawsuit - Kevin Woodson v. CCSF - $45,000]
Ordinance authorizing settlement of the lawsuit filed by Kevin Woodson against the City and County of San Francisco for $45,000; the lawsuit was filed on December 10, 2010, in the United States District Court, Northern District of California, Case No. C11-00057 JCS; entitled Kevin Woodson, et al. v. City and County of San Francisco, et al., and the waiver of the San Francisco General Hospital lien. (City Attorney)

Ordinance No. 103-12

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

120047 **[Planning Code - Including Financial Services Within Definition of Formula Retail]**
Sponsors: Mar; Olague, Campos and Avalos
Ordinance amending the San Francisco Planning Code by: 1) amending Section 703.3(c) to include financial services within the uses subject to formula retail controls in Neighborhood Commercial Districts; 2) amending Section 806.3(c) including financial services within the uses subject to formula retail controls in Mixed Use Districts; 3) amending Section 303.3(i) making conforming amendments; and 4) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and with the Priority Policies of Planning Code Section 101.1.

Ordinance No. 106-12

FINALLY PASSED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Olague, Wiener
Noes: 3 - Chu, Elsbernd, Farrell

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

120561 **[Correcting the Appropriation of Sources in Supplemental Ordinance No. 77-12 in the Department of Public Health for FY2011-2012]**
Sponsors: Chu; Mayor
Ordinance correcting the appropriation of Sources in Supplemental Ordinance No. 77-12, an Ordinance recognizing revenue losses of $31,477,332 at the Department of Public Health and appropriating $67,629,934 of SB1128 reimbursement revenues, $25,620,000 of surplus General Hospital revenues, and $6,555,007 of General Fund Reserves for State revenue losses to support additional expenditures in the Department of Public Health including $28,160,000 at San Francisco General Hospital, $13,090,000 at Laguna Honda Hospital, and $27,077,609 for a debt service reserve in FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120476 [Design Agreement Amendment - Laguna Honda Hospital Replacement Program - $51,276,867]

Sponsor: Elsbernd

Resolution authorizing the Director of Public Works to execute an amendment to the design agreement for the Laguna Honda Hospital Replacement Program by increasing the contract amount from $50,799,281 to $51,276,867.
(Fiscal Impact)

Resolution No. 223-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120526 [Appropriating $265,185,000 of General Obligation Bonds for the San Francisco General Hospital and Trauma Center for the Department of Public Health for FY2011-2012]

Sponsors: Mayor; Chu

Ordinance appropriating $265,185,000 of General Obligation Bond proceeds, approved by voters under Proposition A in the November 2008 election, authorizing the fourth issuance of General Obligation Bonds for the building or rebuilding and earthquake safety improvement of the San Francisco General Hospital and Trauma Center in the Department of Public Health for FY2011-2012.

Supervisor Chu requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120532 [Sale of General Obligation Bonds - San Francisco General Hospital Improvement - Not to Exceed $265,185,000]

Sponsors: Mayor; Chu

Resolution authorizing and directing the sale of not to exceed $265,185,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 2012D; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

Supervisor Chu requested to be added as a co-sponsor.

Resolution No. 230-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120527 [Appropriating $40,410,000 of Earthquake Safety and Emergency Response General Obligation Bonds to the Public Utilities Commission in FY2011-2012]
Sponsors: Mayor; Chiu and Chu
Ordinance appropriating $40,410,000 of the 2012A Series Earthquake Safety and Emergency Response General Obligation Bond Proceeds to the Public Utilities Commission in FY2011-2012 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster and placing these funds on Controller's Reserve pending the sale of the Bonds.

Supervisor Chu requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120533 [Sale of General Obligation Bonds - Earthquake Safety and Emergency Response - Not to Exceed $40,410,000]
Sponsors: Mayor; Chiu and Chu
Resolution authorizing and directing the sale of not to exceed $40,410,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 2012E; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

Supervisor Chu requested to be added as a co-sponsor.

Resolution No. 231-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Budget and Finance Sub-Committee Without Recommendation

120270 **[Approval of Public Trust Exchange; Agreement to Sell Portion of Seawall Lot 351 in Exchange for Portion of Block 168-Lot 58, Block 171-Lot 69, and Block 201-Lot 12; Approval of Lease and Maintenance Agreement]**

Resolution approving and authorizing a Purchase and Sale Agreement with San Francisco Waterfront Partners II, LLC, for the sale by the San Francisco Port Commission of unimproved real property located on Seawall Lot No. 351 at the corner of The Embarcadero and Washington Street in exchange for a portion of real property located on Block No. 168-Lot No. 58, Block No. 171-Lot No. 69, and Block No. 201-Lot No. 12 having an address at 8 Washington; approving and authorizing a Trust Exchange Agreement with the California State Lands Commission that would remove the public trust from such portion of Seawall Lot No. 351 and impressing the public trust on such portion of real property located on Block No. 168-Lot No. 58, Block No. 171-Lot No. 69, and Block No. 201-Lot No. 12; approving and authorizing a 66-year lease with San Francisco Waterfront Partners II, LLC, for real property near The Embarcadero and former Pacific Street; approving and authorizing a Maintenance Agreement with San Francisco Waterfront Partners II, LLC, for the maintenance of open space bound by The Embarcadero, Washington Street, and Drumm Street; adopting environmental findings and findings of consistency with the General Plan and the eight Priority Policies of City Planning Code Section 101.1; and authorizing the Port's Executive Director and the City's Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Port)
(Supervisor Avalos dissented in Committee.)

Supervisor Chiu, seconded by Supervisor Avalos, moved that this Resolution be AMENDED by adding 'WHEREAS, Section 21 of the DDA provides for SFWP to be reimbursed up to $5 million in Public Financing for Qualified Projects Costs of Public Improvements on the Open Space Parcel.'; and adding 'FURTHER RESOLVED, That Board of Supervisors approval of this Resolution is contingent upon a revision of the DDA between the Port and the developer that removes the portions of Section 21 of the DDA that provides for the developer to be reimbursed up to $5 million in Public Financing for Qualified Project Costs of Public Improvements on the Open Space Parcel and instead provides that the developer cannot be reimbursed with Public Financing for any project costs.' The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Chiu, Cohen, Mar
Noes: 6 - Chu, Elsbernd, Farrell, Kim, Olague, Wiener

Supervisor Chiu, seconded by Supervisor Campos, moved that this Resolution be AMENDED by adding 'FURTHER RESOLVED, That Board of Supervisors approval of this Resolution is contingent upon a revision of the Purchase and Sale Agreement between the Port and the developer that provides for payment by the developer to the Port or its designee to fund affordable housing projects in the City in the amount of $25 million.' The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Chiu, Cohen
Noes: 7 - Chu, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Chiu, seconded by Supervisor Campos, moved that this Resolution be AMENDED by adding 'FURTHER RESOLVED, That Board of Supervisors approval of this Resolution is contingent upon a revision of the Purchase and Sale Agreement between the Port and the developer that provides for payment by the developer to the Port or its designee to fund affordable housing projects in the City in the amount of $13 million.' The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Chiu, Cohen, Mar
Noes: 6 - Chu, Elsbernd, Farrell, Kim, Olague, Wiener

Supervisor Chiu, seconded by Supervisor Campos, moved that this Resolution be AMENDED by adding 'FURTHER RESOLVED, That Board of Supervisors approval of this Resolution is contingent upon a revision of the Purchase and Sale Agreement between the Port and the developer that provides for transfer fees equal to 1.0% of the Condominium Sales Proceeds received including the first sale.' The motion FAILED by the following vote:

Ayes: 3 - Avalos, Campos, Chiu
Noes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Privilege of the floor was granted to Cheryl Adams, Deputy City Attorney (City Attorney's Office) who responded to questions raised throughout the discussion regarding File No. 120270

Supervisor Chu, seconded by Supervisor Olague, moved that this Resolution be AMENDED on Page 12, Lines 14-19, by adding 'FURTHER RESOLVED, That the Board of Supervisors has reviewed and considered the information in the memorandum from Paul Maltzer of the Planning Department dated June 12, 2012, that considers the effect of reducing the amount of commercial parking and concludes that such reduction would not result in any additional environmental effects beyond those analyzed in the Final EIR for the reasons stated in the memorandum, which is incorporated into this resolution by this reference; and'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Resolution No. 226-12

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener
Noes: 3 - Avalos, Campos, Chiu

120278 [Amending Resolution of Intention to Form Waterfront Infrastructure Financing District (File No. 120128)]

Resolution amending Resolution of Intention to establish Infrastructure Financing District No. 2 (File No. 120128) for the City and County of San Francisco at the Port of San Francisco. (Port)

Resolution No. 227-12

ADOPTED by the following vote:

Ayes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener
Noes: 3 - Avalos, Campos, Chiu

Recommendations of the Government Audit and Oversight Committee

120377 [Business and Tax Regulations Code - Payroll Expense Tax Exclusion for Small Business Net New Payroll - 2012 through 2015]

Sponsors: Farrell; Campos, Chu, Cohen, Elsbernd, Mar and Wiener

Ordinance amending the San Francisco Business and Tax Regulations Code Article 12-A by adding Section 906.5 to permit a Payroll Expense Tax Exclusion for Small Business Net New Payroll for years 2012 through 2015.
(Fiscal Impact)

Privilege of the floor was granted to Monique Zmuda, Deputy Controller (Office of the Controller) who responded to questions raised throughout the discussion regarding File No. 120377.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener
Noes: 1 - Avalos

120529 **[Issuance of Tax Exempt Revenue Obligations - Live Oak School - Not to Exceed $6,750,000]**

Sponsor: Cohen

Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed $6,750,000 to refinance various capital facilities owned by Live Oak School.

Resolution No. 229-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Land Use and Economic Development Committee

111338 **[Naming the Waller Street Stairway as Adah's Stairway]**

Sponsors: Wiener; Olague

Ordinance: 1) establishing the name of the stairway on the southern portion of Waller Street at Waller and Broderick Streets that connects to Buena Vista Park at Buena Vista East as "Adah's Stairway," in recognition of Adah Bakalinsky, author of the book Stairway Walks in San Francisco; 2) commemorating this location under Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance; 3) accepting a plaque and its installation in honor of Ms. Bakalinsky as a gift to the City; 4) waiving permit and inspection fees for plaque installation; and 5) directing official acts in furtherance of this Ordinance.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120191 **[Building Code - Definition of Efficiency Unit]**

Sponsor: Wiener

Ordinance amending the San Francisco Building Code Section 1208.4 to reduce the square footage requirement for Efficiency Dwelling Units pursuant to Section 17958.1 of the California Health & Safety Code; and making environmental findings.

Supervisor Wiener, seconded by Supervisor Chu, moved that this Ordinance be CONTINUED ON FIRST READING to July 10, 2012. The motion carried by the following vote:

Ayes: 7 - Chiu, Chu, Cohen, Elsbernd, Farrell, Olague, Wiener

Noes: 4 - Avalos, Campos, Kim, Mar

120572 [Real Property Acquisition, Ground Lease Agreement - Construction of Affordable Housing - MERCY HOUSING CALIFORNIA XLIV - 1180-4th Street]

Sponsor: Kim

Resolution: 1) authorizing the Mayor's Office of Housing as Successor Housing Agency to the Redevelopment Agency to exercise an Agency Purchase Option for Block No. 8711, Lot No. 14, also known as 1180-4th Street located within the Mission Bay South Redevelopment Project Area pursuant to that certain Mission Bay South Owner Participation Agreement and Memorandum of Option between the Redevelopment Agency and FOCIL-MB, LLC; 2) approving and authorizing a long term ground lease to MERCY HOUSING CALIFORNIA XLIV, a California limited partnership, for a term of 75 years with a 24 year extension option, under San Francisco Charter Section 9.118, for the development and operation of affordable housing; and 3) making findings that the acquisition and lease is in conformance with CEQA, the City's General Plan, and the priority policies of Planning Code Section 101.1.

Resolution No. 224-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Land Use and Economic Development Committee Without Recommendation

120271 [Zoning Map Amendment - 8 Washington Street Project]

Ordinance: 1) amending Sheet HT01 of the Zoning Map of the City and County of San Francisco to change the height and bulk district classification of two areas along the Drumm Street frontage of the property located at Assessor's Block No. 0201, Lot No. 012 (8 Washington Street), from 84-E to 92-E in one area and to 136-E in another area; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Privilege of the floor was granted to Cheryl Adams, Deputy City Attorney (City Attorney's Office) who responded to questions raised throughout the discussion regarding File No. 120271.

Supervisor Chu, seconded by Supervisor Olague, moved that this Ordinance be AMENDED on Page 3, Lines 14-19, by adding 'That the Board of Supervisors has reviewed and considered the information in the memorandum from Paul Maltzer of the Planning Department dated June 12, 2012, that considers the effect of reducing the amount of commercial parking and concludes that such reduction would not result in any additional environmental effects beyond those analyzed in the Final EIR for the reasons stated in the memorandum, which is incorporated into this resolution by this reference.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Noes: 3 - Avalos, Campos, Chiu

120272 [General Plan Amendment - 8 Washington Street Project]

Ordinance: 1) amending the San Francisco General Plan Map 2 (Height and Bulk Plan) of the Northeastern Waterfront Area Plan as part of the 8 Washington Street Project (Assessor's Block No. 0201, Lot No. 012); and 2) making environmental findings, Planning Code Section 340 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Privilege of the floor was granted to Cheryl Adams, Deputy City Attorney (City Attorney's Office) who responded to questions raised throughout the discussion regarding File No. 120272.

Supervisor Chu, seconded by Supervisor Olague, moved that this Ordinance be AMENDED on Page 3, Lines 15-20, by adding 'That the Board of Supervisors has reviewed and considered the information in the memorandum from Paul Maltzer of the Planning Department dated June 12, 2012, that considers the effect of reducing the amount of commercial parking and concludes that such reduction would not result in any additional environmental effects beyond those analyzed in the Final EIR for the reasons stated in the memorandum, which is incorporated into this resolution by this reference.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Noes: 3 - Avalos, Campos, Chiu

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120639 **[Committee of the Whole - Warriors Arena Sole Source Negotiations]**
Hearing of persons interested in or objecting to a Resolution: 1) finding that the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) urging OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the proposed Resolution as referenced in File No. 120625. Ken Rich (Office of Economic and Workforce Development) provided an overview of the Resolution. Ray Hartz; Jim Lazarus; Walter Paulson; Dennis MacKenzie; Charles Melancon, Sr.; expressed concerns relating to the proposed Resolution. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

120625 **[Warriors Arena Project - Sole Source Negotiations]**

Sponsors: Mayor; Chiu, Kim, Farrell, Chu, Wiener, Olague and Cohen

Resolution 1) finding that the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) urging OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29.

Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be AMENDED on Page 1, Line 10, by changing 'urging' to 'requiring'; and Page 8, Line 13, by changing 'urges' to 'requires'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Resolution 1) finding that the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities is exempt from the competitive bidding policy set forth in Administrative Code Section 2.6-1 and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) requiring OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29.

Supervisor Campos, seconded by Supervisor Kim, moved that this Resolution be AMENDED on Page 1, Line 3, by deleting 'the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to'; Page 1, Line 5, by adding 'is exempt from the competitive bidding policy set forth in Administrative Code Section 2.6-1'; and Page 7, Line 23, to Page 8, Line 1, by changing the clause to 'all as further described above, the possible transaction with GSW (including, for all purposes of this resolution, any affiliated development entity or entities that GSW may establish for the Project, as approved by the City) is exempted from the competitive bidding policy set forth in Administrative Code Section 2.6-1 for development of the Site'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Resolution No. 236-12

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Olague was noted absent at 3:00 p.m., and present at 3:28 p.m.

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 4:00 P.M.

120549 [Public Hearing - Appeal of a Final Environmental Impact Report - California Pacific Medical Center Long Range Development Plan Project]

Hearing of persons interested in or objecting to the Planning Commission's decision, dated April 26, 2012, Certification of a Final Environmental Impact Report identified as Planning Case No. 2005.0555E, through its Motion No. 18588, for the proposed California Pacific Medical Center Long Range Development Plan Project. (Appellant: Law Offices of Gloria D. Smith on behalf of the California Nurses Association/National Nurses United, Council of Community Housing Organizations, Cathedral Hill Neighbors Association, Bernal Heights Neighborhood Center, Jobs with Justice San Francisco, and San Franciscans for Healthcare, Housing, Jobs and Justice.) (Filed May 16, 2012) (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Campos, seconded by Supervisor Chu, moved that this Hearing be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to July 17, 2012.

120550 [Affirming Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Chu, moved that this Motion be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120551 [Reversing Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Chu, moved that this Motion be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120552 **[Preparation of Findings to Reverse Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]**
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Chu, moved that this Motion be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library.
Peter Warfield; expressed concerns relating to the SF Public Library.
Ray Hartz; expressed concerns relating to government.
Edmond Juicye Larry; expressed various concerns.

Supervisor Cohen was noted absent at 5:39 p.m. for the remainder of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120620 **[Miguel Marquez Day - June 5, 2012]**
Sponsors: Campos; Kim and Chiu
Resolution declaring June 5, 2012, as Miguel Marquez Day in the City and County of San Francisco and congratulating former Deputy City Attorney Miguel Marquez for his appointment to the California Sixth District Court of Appeal.

Resolution No. 232-12

ADOPTED

120621 **[Accept and Expend Grant - Sustainable Neighborhoods Technical Assistance and Planning - $49,000]**
Sponsor: Olague
Resolution authorizing the Department of the Environment to accept and expend a grant of $49,000 from the Urban Sustainability Directors Network to administrate technical assistance for planning for environmentally sustainable neighborhoods (EcoDistricts) and to develop a plan for a national technical assistance program for local governments.

Resolution No. 233-12

ADOPTED

120622 [Accept and Expend Grant - Imagination Playgrounds - $11,358]
Sponsor: Olague
Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend an in-kind grant of two Imagination Playgrounds in a Cart, valued at $11,358 from KaBOOM.

Resolution No. 225-12

ADOPTED

120623 [Promoting the Responsible Acquisition of Dogs in the City and County of San Francisco]
Sponsors: Wiener; Campos
Resolution supporting the responsible acquisition of dogs in the City and County of San Francisco.

Resolution No. 234-12

ADOPTED

120624 [Approval of an 18-Month Extension for Planning Commission Review of the Ordinance Establishing the Transportation Sustainability Fee (File No. 120524)]
Sponsors: Mayor; Wiener and Olague
Resolution extending by 18 months the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 120524) amending the San Francisco Planning Code by: 1) adding new Sections 411A through 411A.11 to establish a new citywide Transportation Sustainability Fee; 2) amending Section 401 to add definitions reflecting these changes; and 3) making findings, including general findings, environmental findings, Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Resolution No. 235-12

ADOPTED

120541 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 19, 2012, at 3:00 p.m., to hold a public hearing on a Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

Motion No. M12-074

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar, Olague, Wiener
Absent: 1 - Cohen

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 120629 be severed so that it may be considered separately.

120629 [Committee of the Whole - Hearing on the Warriors Arena Sole Source Negotiations]

Sponsor: Chiu

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 12, 2012, at 3:00 p.m., to hold a public hearing on a Resolution: 1) finding that the competitive bidding policy set forth in Administrative Code Section 2.6-1 does not apply to the potential real estate transaction involving Port property at Piers 30-32 and part of Seawall Lot 330 with GSW Arena LLC (GSW), an affiliate of the Golden State Warriors, for development of an arena and other facilities and endorsing sole source negotiations with GSW for that purpose; 2) endorsing the Port Commission's designation of the Office of Economic and Workforce Development (OEWD) as the lead negotiator of the proposed transaction, in coordination with Port staff and subject to the Port Commission's direction; 3) urging OEWD and the Port to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with maximum public input; 4) urging OEWD and the Port to work closely with State agencies having jurisdiction over any of the site, including the State Lands Commission and the Bay Conservation and Development Commission, to develop the project description; 5) urging the OEWD Director, the Port Director and other City officials to make evaluation of the proposed project among their highest priorities and take all appropriate steps to negotiate an exclusive negotiation agreement with GSW; and 6) acknowledging that the City may commence environmental review of the proposed project under CEQA if and when the Board of Supervisors makes the required findings of fiscal feasibility and responsibility under Administrative Code Chapter 29.

The President inquired as to whether any member of the public wished to address the Board related to File No. 120629. There were no speakers.

Motion No. M12-073

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

120631 [Business and Tax Regulations Code, Police Code, and Planning Code - Parking Tax Simplification for Residential Properties]
Sponsor: Wiener
Ordinance: 1) amending the San Francisco Business and Tax Regulations Code by adding Section 609 to establish Parking Tax Simplification for Residential Properties to relieve residential property owners and managers renting five or fewer parking spaces in Parking Stations physically attached to or otherwise associated with the building from the requirement to: (a) obtain a certificate of authority, (b) make monthly tax prepayments, (c) obtain a parking tax bond, and (d) providing amnesty from parking taxes, interest, penalties and fees owed for tax periods more than 24 months prior to the effective date of the Ordinance; 2) amending the Business and Tax Regulations Code Section 2219.7 to exempt property owners and managers registered pursuant to Section 609 from the requirement to pay the Revenue Control Equipment compliance fee; 3) amending the Planning Code Section 204.5 to allow as an accessory use up to five dwelling unit parking spaces to be leased to persons living off-site anywhere in the City; 4) amending the Police Code Section 1215 to eliminate the requirement to hold a commercial parking permit for property owners and managers registered pursuant to Section 609 of the Business and Tax Regulations Code; and 5) making environmental findings and findings of consistency with the General Plan.

06/05/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/5/2012

06/12/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120665 [Planning Code - Transit Center District Plan]
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending the San Francisco Planning Code by amending and adding sections consistent with the Transit Center District Plan, including the establishment of the Transit Center District Plan open space and transportation fees and the expansion and renaming of the New Montgomery-Mission-Second Street Conservation District; and 2) making findings, including environmental findings and findings of consistency with the General Plan, as proposed for amendment, and Planning Code Section 101.1.
(Economic Impact)

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012

120666 [Zoning Map - Transit Center District Plan]
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending City and County of San Francisco Zoning Map Sheets ZN01, HT01, SU01, and PD01 to revise use districts and height and bulk districts within the Transit Center District Plan Area, to place certain properties in the Transit Center C-3-O(SD) Commercial Special Use District, and to add properties into the New Montgomery-Mission-Second Street Conservation District; and 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

120667 [Administrative Code - Transit Center District Plan Monitoring and Interagency Planning and Implementation Committee]
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending the San Francisco Administrative Code Section 10E.1 and Sections 36.1 and 36.3 to address Plan monitoring and the Interagency Planning and Implementation Committee role in the Transit Center District Plan public improvements; and 2) making environmental findings.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

120668 [Health Code - Reauthorizing Food Security Task Force]
Sponsor: Mar
Ordinance amending the San Francisco Health Code by adding Sections 470.1 and 470.2 to: 1) to reauthorize the Food Security Task Force, which had expired on January 30, 2012; 2) create sunset provisions for the Food Security Task Force expiring on July 1, 2015, subject to extension; 3) indentify the agencies and organizations from which members are appointed; and 4) set the number of members, and making findings, including environmental findings.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/12/2012.

120669 [Subdivision Code - Condominium Conversion Impact Fee]
Sponsors: Farrell; Wiener
Ordinance: 1) amending the Subdivision Code by adding Section 1396.4 to adopt a condominium conversion impact fee applicable to buildings qualifying for but not being selected or participating in the 2012 condominium conversion lottery only, subject to specified requirements, including lifetime leases for non-purchasing tenants; and 2) adopting environmental findings.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

120670 [Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]
Sponsor: Cohen
Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

06/12/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120671 [Police Code - Repeal Secondhand Dealer and Antique Dealer Permit Requirements]
Sponsor: Wiener
Ordinance amending the San Francisco Police Code by: 1) repealing Sections 850, 851, 852, 1276, 1279, 1279.1, 1279.2, 1280, 1280.1, 1281, and 1282; and 2) amending Sections 2.26 and 2.27 to eliminate the permit requirement and other local regulation of secondhand dealers and antique dealers.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/12/2012.

120672 [Police Code - Allowing Dogs to be Fastened to Lamp Post, Hydrant, or Tree; Repealing Outdated Code Provisions]
Sponsor: Wiener
Ordinance amending the San Francisco Police Code by: 1) repealing Sections 875, 876, 924 through 929, 973, 1500, and 1501; and 2) amending Section 585 to exempt dogs on a leash from the prohibition against fastening an animal to a lamp post, hydrant or growing tree.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/12/2012.

Resolutions

120530 [Ground Lease - Retention and Expansion of the San Francisco Wholesale Produce Market]

Sponsors: Mayor; Cohen and Chu

Resolution: 1) authorizing a lease of real property and improvements known as the San Francisco Wholesale Produce Market, near 2095 Jerrold Avenue, to the San Francisco Market Corporation, including the lease of the property at 901 Rankin Street; 2) adopting findings pursuant to the California Environmental Quality Act; 3) adopting findings that the transactions contemplated are consistent with the City's General Plan and Eight Priority Policies of the City's Planning Code; and 4) authorizing the City Administrator, or designee, to execute documents, make certain modifications, and take certain actions in furtherance of this resolution.
(Fiscal Impact)

05/15/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

06/12/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

120673 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following service: custodial services (General Services Agency - City Administrator).

06/12/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120674 [Accept and Expend Resolution - Archstone Grant to the San Francisco Arts Commission - $300,000]

Sponsor: Cohen

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $300,000 from Archstone for the commissioning of public artwork for Daggett Park in Showplace Square neighborhood.

06/12/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120675 [Lease of Real Property - Emergency Management and Assessor-Recorder - 711 Van Ness Avenue]

Sponsor: Chiu

Resolution authorizing the lease of 9,800 sq. ft. at 711 Van Ness Avenue for twenty-one months for the Department of Emergency Management and the Office of the Assessor-Recorder.
(Fiscal Impact)

06/12/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120676 [Resolution of Intent - Street Vacation - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]

Sponsors: Cohen; Mayor

Resolution: 1) declaring the intention of the Board of Supervisors to vacate Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; and 2) setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

06/12/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120677 [Public Safety Realignment and Post-Release Community Supervision 2012 Implementation Plan]

Sponsors: Mar; Avalos and Olague

Resolution approving the City and County of San Francisco Public Safety Realignment and Post-Release Community Supervision 2012 Implementation Plan.

06/12/12; RECEIVED AND ASSIGNED to Public Safety Committee.

120678 [Preservation and Display of First Responder Artifacts and Facilities by Guardians of the City]

Sponsor: Farrell

Resolution urging the San Francisco Fire Department (SFFD), Police Department (SFPD), Sheriff, and Department of Emergency Management (DEM), in consultation with the City Attorney's Office, the Purchaser, the Department of Real Estate, and any other agencies with jurisdiction over former Fire, Police, or Sheriff's Department artifacts and facilities, to consider: 1) preparing an agreement for possible loan of historical artifacts and surplus property from SFFD, SFPD, Sherriff, and DEM ("First Responder Artifacts") to a nonprofit 501(c)(3) organization known as Guardians of the City (GOTC) for management, research, care, conservation, and public display; 2) entering into a lease or other agreements regarding GOTC's use of space in SFFD or other City facilities for GOTC's public exhibitions and related administrative activities, and possible preservation of historic facilities; and 3) the development of other methods of supporting and encouraging the collection, preservation, protection, and public display of important First Responder Artifacts and facilities for the benefit of current and future generations.

06/12/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120679 [Accept and Expend Grant - Ten and Under Tennis - $30,300]

Sponsor: Mar

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend an in-kind grant from the United States Tennis Association (USTA) NorCAL, valued at $30,300 to equip and line 71 tennis courts city-wide for Ten and Under Tennis.

06/12/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120680 [Supporting Senate Bill 1172 - Banning Sexual Orientation Change Efforts for Minors]

Sponsors: Wiener; Campos and Olague

Resolution supporting California Senate Bill 1172, which bans sexual orientation change efforts for minors in the State of California.

06/12/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

120681 [Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]

Sponsors: Mayor; Chiu

Motion ordering submitted to the voters an: "Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and a gross expense tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and gross expenses and amend the current business registration fees to generate $13 million in additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance) and establish penalties for non-filing, amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax" at an election to be held on November 6, 2012. (Economic Impact)

06/12/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/12/2012.

120682 [Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]

Sponsors: Avalos; Campos, Kim, Mar and Olague

Motion ordering submitted to the voters an: "Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and a gross expense tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and gross expenses and amend the current business registration fees to generate $40 million in additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance) and establish penalties for non-filing, amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax" at an election to be held on November 6, 2012.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/12/2012.

120683 [Declaration of Policy - Repealing Corporate Personhood]
Sponsors: Avalos; Campos and Olague
Motion ordering submitted to the voters a policy declaration that supports limits on political campaign contributions and spending; and opposes artificial corporate rights, and giving corporations the same rights entitled to human beings, at an election to be held on November 6, 2012.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/12/2012.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.

PROPOSED ORDINANCES

120614 [Establishing an Infrastructure Financing District and Adopting an Infrastructure Financing Plan]
Ordinance establishing an Infrastructure Financing District and adopting an Infrastructure Financing Plan for the City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco). (Port)
(Fiscal Impact)

06/04/12; RECEIVED FROM DEPARTMENT.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

120615 [Settlement of Lawsuit - Waterfront Watch - $225,000]
Ordinance authorizing settlement of the lawsuit filed by Waterfront Watch against the City and County of San Francisco for $225,000; the lawsuit was filed on February 23, 2012, in San Francisco Superior Court, Case No. CPF-12-511968; entitled Waterfront Watch, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are establishing a process for review of Pier 29 rehabilitation work, Port technical assistance to reduce air emissions at Pier 27, agreement not to place a Jumbotron on the water in Aquatic Park Lagoon. (City Attorney)

06/01/12; RECEIVED FROM DEPARTMENT.

06/12/12; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

120610 [Declaration of Emergency Contract - South Fork Adit - Not to Exceed $319,000]
Resolution approving Declaration of Emergency Construction Contract of an amount not-to-exceed $319,000 to address a rockslide near South Fork Adit. (Public Utilities Commission)
(Fiscal Impact)

06/04/12; RECEIVED FROM DEPARTMENT.

06/12/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120611 [Funding Agreement to Fund Acquisition of Nolan Ranch Conservation Easement and Endowment Agreement to Fund Compliance Monitoring of the Conservation Easement]

Resolution: 1) authorizing, pursuant to Charter Section 9.118(b)(i), a Funding Agreement with The Nature Conservancy and Santa Clara County under which the City would contribute one third of the funds, up to $900,000, for Santa Clara County to acquire the Nolan Ranch and create a conservation easement of which the City would be a third-party beneficiary, and (ii) an Endowment Agreement under which the City would provide a permanent endowment of $125,000 to fund The Nature Conservancy's monitoring of compliance with the conservation easement; and 2) authorizing the General Manager of the Public Utilities Commission to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Public Utilities Commission)

06/04/12; RECEIVED FROM DEPARTMENT.

06/12/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120612 [Outreach Advertising and Neighborhood Outreach Advertising, FY2012-2013]

Resolution designating San Francisco Bay View and Small Business Exchange to be the outreach newspapers of the City and County for the African American community; Sing Tao Daily, World Journal, and Small Business Exchange to be the outreach newspapers of the City and County of San Francisco for the Chinese community; El Reportero and Small Business Exchange to be the outreach newspapers of the City and County for the Hispanic community; Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual and Transgender community; Central City Extra to be the neighborhood outreach newspaper of the City and County for the Central City neighborhood; Marina Times/Northside Publications to be the neighborhood outreach newspaper of the City and County for the Northern San Francisco neighborhood; Potrero View to be the neighborhood outreach newspaper of the City and County for the Potrero Hill, Bayview, Mission Bay, and South of Market neighborhoods; West Portal Monthly to be the neighborhood outreach newspaper of the City and County for the West Portal neighborhood; and The Western Edition to be the neighborhood outreach newspaper for the City and County for the Western Addition neighborhood; to provide outreach advertising for FY2012-2013. (Office of Contract Administration)

06/04/12; RECEIVED FROM DEPARTMENT.

06/12/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120613 [Guidelines for Port Infrastructure Financing Districts]

Resolution adopting guidelines for the establishment and use of Infrastructure Finance Districts on Port property. (Port)

06/04/12; RECEIVED FROM DEPARTMENT.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

In Memoriams

Thomas Louis Roche – Supervisor Chu
Jacqueline Reed – Supervisors Campos and Elsbernd

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:43 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 17, 2012.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
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Tuesday, June 19, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll, Supervisor Olague was noted absent. There was a quorum.

Supervisor Olague was noted present at 2:12 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of May 8, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

120590 [Formal Policy Discussions - June 19, 2012]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District 4, 6, 8, 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Our last question to you covered the topic of your commitment to the goals of the Ocean Beach Master Plan. A frequent problem in our district is the encroaching sand dunes onto the Great Highway. This past year was particularly problematic, necessitating more than 65 non-scheduled closures of the Great Highway, many for multiple days. While the Department of Public Works has just completed their annual sand maintenance project, more needs to be done to manage the sand both near and long term. One of the near term goals of the Ocean Beach Master Plan is to work with the National Park Service on sand management and relocation. Can you provide an update on the status of the agreement with the NPS and other related agencies and comment on plans for long term sand management? (Supervisor Chu, District 4)

2. First, I wanted to thank the Mayor and the City Administrator for all the hard work they've done in conjunction with our office to attract strong anchor tenants to the Mid-Market area. The groundwork has been laid for a thriving arts district. Along with our crucial large and established organizational partners, we want to ensure that we are creating opportunities for our smaller arts non-profits in the Tenderloin and South of Market to thrive, as well. How can we create a feeder model for these smaller arts non-profits (those with an operating budget of $500,000 or less) to sustain themselves in the neighborhoods they serve, either through partnering with our larger anchor tenants or dedicating space for their programming through existing city-funded programs? (Supervisor Kim, District 6)

3. Mr. Mayor: Only a few days after the opening of the wonderful new children's playground at Dolores Park, neighbors awoke one morning to find that it had been covered in graffiti. Since then, etchings, damaged features, and other acts of vandalism have been perpetrated against this beautiful community asset. Similarly, at Duboce Park, only days after its ribbon cutting, it too was covered in graffiti. You and I were both at these opening celebrations as they served as testaments to what can happen when neighbors, businesses, and the City family come together to make our city friendlier and more inviting to children. Sadly, the City has been unable to ensure adequate protection of these valuable assets. It is baffling to me that in many cases, the Police Department and our District Attorney know who the perpetrators are, but yet are reluctant to press charges. This is unacceptable to me. The Department of Public Works spends more than $20M annually on graffiti abatement along our streets, and the Recreation and Parks Department spends millions more. These wasted tax dollars could be used to repave our streets, hire recreation managers, and keep our landscaping beautiful and healthy. Yet, year after year, we divert these funds to repair the work inflicted by vandals. We need to send a strong message that this type of antisocial behavior will not be tolerated in San Francisco. Mr. Mayor, will you help me ensure that the Police Department arrests these perpetrators and that the District Attorney files charges against them? Will you also help ensure that we have adequate law enforcement - SFPD and Park Patrol - along our streets and in our parks? (Supervisor Wiener, District 8)

4. In the last few months District 10 has experienced a number of shootings and homicides throughout several neighborhoods in the District. Unfortunately, many of these victims have been young adults. With summer here and the Captain of Bayview Station retiring next week, what can you do to increase violence prevention funding and services in the Southeastern neighborhoods? (Supervisor Cohen, District 10)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

120561 **[Correcting the Appropriation of Sources in Supplemental Ordinance No. 77-12 in the Department of Public Health for FY2011-2012]**
Sponsors: Chu; Mayor
Ordinance correcting the appropriation of Sources in Supplemental Ordinance No. 77-12, an Ordinance recognizing revenue losses of $31,477,332 at the Department of Public Health and appropriating $67,629,934 of SB1128 reimbursement revenues, $25,620,000 of surplus General Hospital revenues, and $6,555,007 of General Fund Reserves for State revenue losses to support additional expenditures in the Department of Public Health including $28,160,000 at San Francisco General Hospital, $13,090,000 at Laguna Honda Hospital, and $27,077,609 for a debt service reserve in FY2011-2012.

Ordinance No. 119-12

FINALLY PASSED

120526 **[Appropriating $265,185,000 of General Obligation Bonds for the San Francisco General Hospital and Trauma Center for the Department of Public Health for FY2011-2012]**
Sponsors: Mayor; Chu
Ordinance appropriating $265,185,000 of General Obligation Bond proceeds, approved by voters under Proposition A in the November 2008 election, authorizing the fourth issuance of General Obligation Bonds for the building or rebuilding and earthquake safety improvement of the San Francisco General Hospital and Trauma Center in the Department of Public Health for FY2011-2012.
(Fiscal Impact)

Ordinance No. 118-12

FINALLY PASSED

120527 **[Appropriating $40,410,000 of Earthquake Safety and Emergency Response General Obligation Bonds to the Public Utilities Commission in FY2011-2012]**
Sponsors: Mayor; Chiu and Chu
Ordinance appropriating $40,410,000 of the 2012A Series Earthquake Safety and Emergency Response General Obligation Bond Proceeds to the Public Utilities Commission in FY2011-2012 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster and placing these funds on Controller's Reserve pending the sale of the Bonds.

Ordinance No. 117-12

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

111338 [Naming the Waller Street Stairway as Adah's Stairway]
Sponsors: Wiener; Olague
Ordinance: 1) establishing the name of the stairway on the southern portion of Waller Street at Waller and Broderick Streets that connects to Buena Vista Park at Buena Vista East as "Adah's Stairway," in recognition of Adah Bakalinsky, author of the book Stairway Walks in San Francisco; 2) commemorating this location under Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance; 3) accepting a plaque and its installation in honor of Ms. Bakalinsky as a gift to the City; 4) waiving permit and inspection fees for plaque installation; and 5) directing official acts in furtherance of this Ordinance.

Ordinance No. 116-12

FINALLY PASSED

120070 [Freeway Maintenance Agreement - Interchange at Highway 101/Richardson Avenue - Lyon Street]
Resolution: 1) approving a Freeway Maintenance Agreement with the State of California apportioning maintenance responsibilities for Highway 101/Richardson Avenue at Lyon Street; and 2) authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works Department)

Resolution No. 241-12

ADOPTED

Recommendation of the Public Safety Committee

120478 [Accept and Expend Grant - Disproportionate Minority Contact Support Project - $100,000]
Sponsors: Olague; Mar
Resolution authorizing the Department of Juvenile Probation to retroactively accept and expend a grant in the amount of $100,000 from the Federal Formula Grants Program for the Disproportionate Minority Contact Support Project, administered by the Corrections Standards Authority for calendar year 2012, to be used to support the Juvenile Probation Department's efforts to reduce Disproportionate Minority Contact in the Juvenile Justice system.

Resolution No. 240-12

ADOPTED

Recommendations of the Rules Committee

120576 [Settlement of Lawsuit - State Farm Gen. Ins. Co. v. CCSF - $37,500]
Ordinance authorizing settlement of the lawsuit filed by State Farm Gen. Ins. Co. against the City and County of San Francisco for $37,500; the lawsuit was filed on March 25, 2010, in Superior Court of the State of California, Case No. CGC-10-498127; entitled State Farm Gen. Ins. Co. v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

120577 [Settlement of Lawsuit - Anderson v. CCSF - $62,500]
Ordinance authorizing settlement of the lawsuit filed by Phyllis Anderson against the City and County of San Francisco for $62,500; the lawsuit was filed on April 1, 2010, in San Francisco Superior Court, Case No. CGC-09-498287; entitled Phyllis Anderson v. Laguna Honda Hospital, City and County of San Francisco, and Does 1-50, inclusive. (City Attorney)

PASSED, ON FIRST READING

120579 [Appointments, Balboa Park Station Community Advisory Committee - Catherine Hickey, Scott Falcone, and Robert Muehlbauer]
Motion appointing Catherine Hickey (residency requirement waived), Scott Falcone, and Robert Muehlbauer, for terms to be determined, to the Balboa Park Station Community Advisory Committee. (Clerk of the Board)

Motion No. M12-075

APPROVED

120584 [Appointments, Sweatfree Procurement Advisory Group - Heather Franzese and Daniel Marroquin]
Motion appointing Heather Franzese and Daniel Marroquin, terms ending December 17, 2013, to the Sweatfree Procurement Advisory Group. (Clerk of the Board)

Motion No. M12-076

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

120377 **[Business and Tax Regulations Code - Payroll Expense Tax Exclusion for Small Business Net New Payroll - 2012 through 2015]**
Sponsors: Farrell; Campos, Chu, Cohen, Elsbernd, Mar and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code Article 12-A by adding Section 906.5 to permit a Payroll Expense Tax Exclusion for Small Business Net New Payroll for years 2012 through 2015.
(Fiscal Impact)

Privilege of the floor was granted to Jason Elliott (Mayor's Office) who responded to questions raised throughout the discussion.

Supervisor Avalos, seconded by Supervisor Olague, moved that this Ordinance be CONTINUED to November 20, 2012. The motion was WITHDRAWN.

Supervisor Kim, seconded by Supervisor Campos, moved that this Ordinance be CONTINUED ON FINAL PASSAGE to July 10, 2012. The motion carried by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Olague
Noes: 4 - Chu, Elsbernd, Farrell, Wiener

From the Land Use and Economic Development Committee Without Recommendation

120271 [Zoning Map Amendment - 8 Washington Street Project]

Ordinance: 1) amending Sheet HT01 of the Zoning Map of the City and County of San Francisco to change the height and bulk district classification of two areas along the Drumm Street frontage of the property located at Assessor's Block No. 0201, Lot No. 012 (8 Washington Street), from 84-E to 92-E in one area and to 136-E in another area; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Supervisor Chiu, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED on Page 3, Line 7, by deleting '(f) The letter from the Planning Department transmitting the Proposed Zoning Map Amendment to the Board of Supervisors, the Final EIR, the CEQA Findings adopted by the Planning Commission with respect to the approval of the Proposed Project (including a statement of overriding considerations and a mitigation monitoring and reporting program) are on file with the Clerk of the Board in File No. 120271. These and any and all other documents referenced in this Ordinance have been made available to, and have been reviewed by, the Board of Supervisors, and may be found in either the files of the City Planning Department, as the custodian of records, at 1650 Mission Street in San Francisco, or in File No. 120271 with the Clerk of the Board of Supervisors at 1 Dr. Carlton B. Goodlett Place, San Francisco.' and by adding 'The Board hereby incorporates by reference into this Ordinance, as if fully set forth herein, the letter from the Planning Department transmitting the Proposed Zoning Map Amendment to the Board of Supervisors, and those portions of the accompanying staff report pertaining to the Proposed Zoning Map Amendment, specifically, Planning Commission Resolution No. 18566 and the portion of the staff report containing the Draft Resolution, proposed Ordinance and map illustrating the proposed height change, all of which are on file with the Clerk of the Board in File No. 120271.' The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Chiu, Cohen

Noes: 7 - Chu, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Ordinance be CONTINUED until later in the meeting. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Chiu, Chu

Noes: 7 - Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Ordinance No. 104-12

FINALLY PASSED by the following vote:

Ayes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Noes: 3 - Avalos, Campos, Chiu

120272 [General Plan Amendment - 8 Washington Street Project]

Ordinance: 1) amending the San Francisco General Plan Map 2 (Height and Bulk Plan) of the Northeastern Waterfront Area Plan as part of the 8 Washington Street Project (Assessor's Block No. 0201, Lot No. 012); and 2) making environmental findings, Planning Code Section 340 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Ordinance No. 105-12

FINALLY PASSED by the following vote:

Ayes: 8 - Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Noes: 3 - Avalos, Campos, Chiu

NEW BUSINESS

Recommendations of the Land Use and Economic Development Committee

120404 [Administrative Code - Urban Agriculture Program]
Sponsors: Chiu; Avalos, Olague, Mar, Cohen and Campos
Ordinance amending the San Francisco Administrative Code by adding Sections 53.1 through 53.4 to: 1) establish an Urban Agriculture Program to oversee and coordinate all of the City's Urban Agriculture activities; and 2) adopt goals for the City related to Urban Agriculture.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Elsbernd, seconded by Supervisor Chiu, moved that this Ordinance be CONTINUED ON FIRST READING to July 10, 2012. The motion carried by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell
Noes: 4 - Kim, Mar, Olague, Wiener

120560 [Administrative Code - Port of San Francisco Pier Repair and Replacement Work]
Sponsors: Avalos; Chu
Ordinance amending the San Francisco Administrative Code, Article IV, Chapter 6, by adding Section 6.71 to allow the Port of San Francisco to use Port of San Francisco employees to perform demolition, repair, and replacement work on piers under the jurisdiction of the San Francisco Port Commission.

Supervisor Chu requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Public Safety Committee

120559 [Police Code - Prohibiting Obstructing Sidewalks Adjacent to White Zones]
Sponsors: Campos; Avalos and Mar
Ordinance amending the San Francisco Police Code by adding Section 65 to prohibit obstructing sidewalks adjacent to white colored curb zones and establish exceptions to the prohibition; and adopting environmental findings.

Supervisor Campos, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED on Page 4, Lines 20-23, by deleting '(6) Any property or equipment on the White Zone Curb or Adjacent Sidewalk by the owner or tenant of the premises fronted by the Adjacent Sidewalk and White Zone Curb, which is not otherwise prohibited by State or local law, for the purpose of providing information about access to, or for facilitating access to, the premises.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Rules Committee

111330 **[Charter Amendment - Consolidating Odd-Year Municipal Elections]**
Sponsor: Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, and Article XVII to: 1) change the election cycle for the offices of City Attorney and Treasurer so that these offices will be elected in the same years as the elections for the offices of Mayor, District Attorney, and Sheriff; and 2) to amend the definition of general municipal election so that such elections occur only in even-numbered years and every other odd-numbered year.

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Charter Amendment be CONTINUED to June 26, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120542 **[Public Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Robert Quan (Department of Public Works) provided an overview of the assessments. Mark Pope; Male Speaker; Francisco DaCosta; spoke objecting to the proposed assessments. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

120543 [Report of Assessment Costs for Sidewalk and Curb Repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

Robert Quan (Department of Public Works) indicated that the following addresses be removed from the accompanying report due to recent receipt of payment: 18 Ceres Street; 1927 Alemany Boulevard; 332-19th Avenue; 455-21st Avenue; 1318-10th Avenue; 1380-7th Avenue; 1364-12th Avenue; 271-14th Avenue; 1838-23rd Avenue; 1747-20th Avenue; 1845-23rd Avenue; 1896-20th Avenue; 5499 California Street; 1325-10th Avenue; 2828 Folsom Street; 1051 Shotwell Street; 807 Franklin Street; 3152-24th Street; 3046-24th Street; 1754 Noriega Street; 2952 Webster Street; 2052 Green Street; 374-25th Avenue; 2200 Clement Street; 325-23rd Avenue; 546-24th Avenue; 100 Commonwealth Avenue; 521 Euclid Avenue; 11 Cook Street; 622 Spruce Street; 70 Commonwealth Avenue; 3715 California Street; 11 Commonwealth Avenue; 72 Jordan Avenue; 352 Arguello Boulevard; 2351-41st Avenue; 3814 Ulloa Street; 2490-38th Avenue; 1242-8th Avenue; 253-25th Avenue; 214-28th Avenue; 339-26th Avenue; 358-27th Avenue; 354-27th Avenue; 6118 Geary Boulevard; 3400 Anza Street; 121-20th Avenue; 1949 Lake Street; 151-21st Avenue; 258-24th Avenue; 3620 Balboa Street; 618-41st Avenue; 614-42nd Avenue; 4020 Balboa Street; 4030 Balboa Street; 3709 Balboa Street; 755-38th Avenue; 700-39th Avenue; 3729 Balboa Street; 3715 Balboa Street; 746-38th Avenue; 3621 Balboa Street; 763-37th Avenue; 719-36th Avenue; 781-36th Avenue; 783-36th Avenue; 2801 Folsom Street; 2820 Harrison Street; and 6260 Geary Boulevard. The amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 120543, were received without objection.

Resolution No. 239-12

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Olague, seconded by Supervisor Farrell, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Olague introduced, welcomed, and presented a Certificate of Honor to Javonte Holloway for his tremendous contribution to the Youth Commission, representation of District 5, and service on the Youth Justice Committee of the Youth Commission.

Supervisor Olague introduced, welcomed, and presented a Certificate of Honor to Silena Layne of Up on Top on behalf of Lowie Lo, Joely Zeng, Nan Jiang, Rayshanae Jones, Adrian De Vos, Sonali Raj, Shu (Wilson) Huang MYEEP Youth Worker, Johnson Ho - MYEEP Youth worker, and Yong Yi (Connie) Liu - MYEEP Youth Workers for their contribution to preventing youth summer learning loss and their commitment to supporting and mentoring the youth of District 5.

Supervisor Farrell introduced, welcomed, and presented Certificates of Honor to Pavlos Peritos, Ciara Fanlo, Camille Rich, Natalie Sears, James Hernandez of the Summer Reading Program for Western Addition youth in recognition of their accomplishments and continued community support.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Reverend Norman Fong, Executive Director of the Chinatown Community Development Center, and Mike Kwan of Asian Pacific Americans for Progress and Center for Asian American Media in recognition of their accomplishments and continued community support for the Justice of Vincent Chin. Supervisors Kim, Chiu, Cohen, and Olague shared in this commendation.

SPECIAL ORDER 4:00 P.M.

120495 [Appeal of Determination of Exemption from Environmental Review - 601 Dolores Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 9, 2012, Case No. 2011.0584E, that a project located at 601 Dolores Street (Assessor Block No. 3598, Lot No. 060) is exempt from environmental review under Categorical Exemption, Class 32 [State CEQA Guidelines Section 15332]. The proposed project involves the conversion of an existing residential use in a former church structure into middle school class rooms and a multi-purpose assembly space and associated interior and exterior changes to the building. (District 8) (Appellant: Jeffrey Goldfarb and Elizabeth Erhardt of Rutan and Tucker, LLP, on behalf of J. Landon Gates and Anne Timmer Gates) (Filed May 9, 2012) (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. Walter Paulson; shared in song certain concerns with the Board. There were no other speakers.

Supervisor Wiener, seconded by Supervisor Chu, moved that this Hearing be CONTINUED to June 26, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to June 26, 2012.

120496 [Affirming the Exemption Determination - 601 Dolores Street]
Motion affirming the determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Chu, moved that this Motion be CONTINUED to June 26, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120497 [Reversing the Exemption Determination - 601 Dolores Street]
Motion reversing the determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Chu, moved that this Motion be CONTINUED to June 26, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120498 [Preparation of Findings to Reverse the Exemption Determination - 601 Dolores Street]
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Chu, moved that this Motion be CONTINUED to June 26, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

120432 [Contract Extension - SFPark - Serco, Inc.]
Sponsors: Chiu; Olague
Ordinance authorizing the Municipal Transportation Agency to extend the existing contract with Serco, Inc., until June 30, 2014, by waiving the two-year limitation on the exception for pilot programs to the competitive procurement requirements of Chapter 21 of the San Francisco Administrative Code; and making environmental findings and findings of consistency with the General Plan.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120499 **[Memorandum of Understanding - Service Employees International Union, Local 1021]**

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120500 **[Memorandum of Understanding - International Federation of Professional and Technical Engineers, AFL-CIO, Local 21]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120501 **[Memorandum of Understanding - Union of American Physicians and Dentists (Unit 17)]**

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 17), to be effective July 1, 2012, through June 30, 2015.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120502 [Memorandum of Understanding - Union of American Physicians and Dentists (Unit 18)]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 18), to be effective July 1, 2012, through June 30, 2015.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120503 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120504 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2012. through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120505 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120506 [Memorandum of Understanding - Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120507 [Memorandum of Understanding - MOU Multiple Unions (Crafts Coalition)]
Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Title Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120508 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO]
Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120509 [Memorandum of Understanding - San Francisco Deputy Sheriffs' Association]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120510 [Memorandum of Understanding - San Francisco District Attorney Investigators' Association]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120511 [Memorandum of Understanding - San Francisco Sheriffs' Managers and Supervisors Association]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Sheriffs' Managers and Supervisors Association, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120512 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit), to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120513 [Memorandum of Understanding - United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2012, through June 30, 2014

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120514 [Memorandum of Understanding - International Brotherhood of Electrical Workers Local Union 6, AFL-CIO]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, AFL-CIO, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120515 [Memorandum of Understanding - Laborers, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120516 [Memorandum of Understanding - Transport Workers Union of America, AFL-CIO, Local 200]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120517 [Memorandum of Understanding - Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120518 [Memorandum of Understanding - Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120519 [Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120520 [Memorandum of Understanding - Municipal Attorneys Association]
Sponsor: Mayor
Ordinance adopting and implementing the mediated arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys Association, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Elsbernd Excused from Voting

Supervisor Chu, seconded by Supervisor Farrell, moved that Supervisor Elsbernd be excused from voting on File No. 120521. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Olague, Wiener
Excused: 1 - Elsbernd

120521 [Memorandum of Understanding - Municipal Executives' Association]
Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, to be effective July 1, 2012, through June 30, 2014.
(Supervisor Elsbernd excused from voting.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Olague, Wiener
Excused: 1 - Elsbernd

120522 [Compensation for Unrepresented Employees]
Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2012.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120555 [Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Engineers and Architects Unit)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Engineers and Architects Unit), by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No 11-12, and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Engineers and Architects Unit).

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120556 [Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the Service Employees International Union, Local 1021, by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the Service Employees International Union, Local 1021.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120557 **[Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Professional/Technical Unit)]**
Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Professional/Technical Unit), by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Professional/Technical Unit).

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120558 **[Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Management/Supervisory Unit)]**
Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Management/Supervisory Unit), by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Management/Supervisory Unit).

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120635 [Administrative Code - Updating Job Classifications and Bargaining Units]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code Section 16.210 to reflect changes in job classifications and bargaining units.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120636 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2012, through June 30, 2014.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120637 [Memorandum of Understanding - Freight Checkers, Clerical Employees and Helpers, Local 856, Supervising Registered Nurses, Unit 47]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Freight Checkers, Clerical Employees and Helpers, Local 856, Supervising Registered Nurses, Unit 47, to be effective July 1, 2012, through June 30, 2015.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

Supervisor Olague, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120539 [Official Advertising, FY2012-2013]
Resolution designating the Examiner and the San Francisco Chronicle to be the official newspapers of the City and County of San Francisco for all official advertising for FY2012-2013. (Office of Contract Administration)

Resolution No. 243-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120612 [Outreach Advertising and Neighborhood Outreach Advertising, FY2012-2013]

Resolution designating San Francisco Bay View and Small Business Exchange to be the outreach newspapers of the City and County for the African American community; Sing Tao Daily, World Journal, and Small Business Exchange to be the outreach newspapers of the City and County of San Francisco for the Chinese community; El Reportero and Small Business Exchange to be the outreach newspapers of the City and County for the Hispanic community; Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual and Transgender community; Central City Extra to be the neighborhood outreach newspaper of the City and County for the Central City neighborhood; Marina Times/Northside Publications to be the neighborhood outreach newspaper of the City and County for the Northern San Francisco neighborhood; Potrero View to be the neighborhood outreach newspaper of the City and County for the Potrero Hill, Bayview, Mission Bay, and South of Market neighborhoods; West Portal Monthly to be the neighborhood outreach newspaper of the City and County for the West Portal neighborhood; and The Western Edition to be the neighborhood outreach newspaper for the City and County for the Western Addition neighborhood; to provide outreach advertising for FY2012-2013. (Office of Contract Administration)

Resolution No. 242-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Budget and Finance Committee

120616 [Interim Proposed Budget and Annual Appropriation Ordinance - FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Interim Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 1, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)

Supervisor Chu, seconded by Supervisor Campos, moved that this Ordinance be AMENDED by correcting date from May 1, 2012, to May 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120617 [Interim Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120594 [Interim Treasure Island Development Authority Budget - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving the interim budget of the Treasure Island Development Authority for FY2012-2013 and FY2013-2014.

Resolution No. 238-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Francisco DaCosta, expressed various concerns.
Male Speaker; expressed various concerns.
Dale Seymour; expressed concerns relating to tenderloin police services.
Alicia Chow; expressed various concerns relating to falun gong.
Male Speaker; expressed various concerns relating to falun gong.
Female Speaker; expressed various concerns relating to falun gong.
Male Speaker; expressed various concerns.
Ace Washington; expressed various concerns relating to African-American migration.
Edmond Juicye; expressed various concerns.
Peter Warfield; expressed concerns relating to the SF Public Library and proposed mural project.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120679 [Accept and Expend Grant - Ten and Under Tennis - $30,300]
Sponsor: Mar
Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend an in-kind grant from the United States Tennis Association (USTA) NorCAL, valued at $30,300 to equip and line 71 tennis courts city-wide for Ten and Under Tennis.

Resolution No. 237-12

ADOPTED

120680 [Supporting Senate Bill 1172 - Banning Sexual Orientation Change Efforts for Minors]
Sponsors: Wiener; Campos and Olague
Resolution supporting California Senate Bill 1172, which bans sexual orientation change efforts for minors in the State of California.

Resolution No. 245-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Farrell requested that File No. 120678 be severed so that it may be considered separately.

120678 [Preservation and Display of First Responder Artifacts and Facilities by Guardians of the City]

Sponsor: Farrell

Resolution urging the San Francisco Fire Department (SFFD), Police Department (SFPD), Sheriff, and Department of Emergency Management (DEM), in consultation with the City Attorney's Office, the Purchaser, the Department of Real Estate, and any other agencies with jurisdiction over former Fire, Police, or Sheriff's Department artifacts and facilities, to consider: 1) preparing an agreement for possible loan of historical artifacts and surplus property from SFFD, SFPD, Sherriff, and DEM ("First Responder Artifacts") to a nonprofit 501(c)(3) organization known as Guardians of the City (GOTC) for management, research, care, conservation, and public display; 2) entering into a lease or other agreements regarding GOTC's use of space in SFFD or other City facilities for GOTC's public exhibitions and related administrative activities, and possible preservation of historic facilities; and 3) the development of other methods of supporting and encouraging the collection, preservation, protection, and public display of important First Responder Artifacts and facilities for the benefit of current and future generations.

Supervisor Farrell, seconded by Supervisor Elsbernd, moved that this Resolution be AMENDED on Page 2, beginning on Line 22, by adding 'WHEREAS, The GOTC proposes to use space in 1152 Oak Street and in the SFFD Fire Chief's house and other facilities suitable for public display and access for possible public displays and related administrative spaces to support such activities; and WHEREAS, The GOTC has expressed an interest in helping to support the restoration and preservation of 1152 Oak Street and the SFFD Fire Chief's house for the benefit and enjoyment of the public; and.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Resolution No. 246-12

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120700 [Justice for Vincent Chin Day - June 23, 2012]
Sponsors: Mar; Olague
Resolution declaring June 23, 2012, as Justice for Vincent Chin Day and recognizing the 30th anniversary of the death of Vincent Chin in the City and County of San Francisco.

Supervisor Olague requested to be added as a co-sponsor.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 120700. There were no speakers. The President declared public comment closed.

Resolution No. 244-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

120434 [Police Code - Junk Dealer and Junk Gatherer Permit Process]
Sponsor: Cohen

Ordinance amending the San Francisco Police Code Sections 974.1, 974.2, 974.4, 974.5, 974.6, 974.8, 974.9, 974.10-1, 974.11, 974.14-1, 974.14-2, 974.21, 974.22, 895, 2.26, and 2.27 and repealing Sections 974.10-2, 974.23, and 896 through 898 to: 1) cause all existing junk dealer and junk gatherer permits to expire as of December 31, 2012; 2) establish a new, annual permit for junk dealers; 3) provide for permit suspensions and revocations to remain in effect during any administrative appeal; 4) amend the permit enforcement process; 5) require that junk dealers purchase goods only from licensed contractors and permitted junk dealers; and 6) update fees; and making environmental findings.

05/01/12; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 5/31/2012.

05/10/12; REFERRED TO DEPARTMENT.

05/10/12; TRANSFERRED to Land Use and Economic Development Committee.

05/11/12; REFERRED TO DEPARTMENT.

06/19/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120715 [Planning Code - Limited Commercial Uses in Residential Districts]
Sponsors: Chiu; Olague, Campos and Mar

Ordinance amending the San Francisco Planning Code: 1) Section 186 to allow for reactivation of limited commercial uses in RH, RM, RTO, and RED districts under a conditional use authorization; 2) Section 231 to allow for greater size and depth from the corner for limited corner commercial uses in RM-3 and RM-4 districts; and 3) making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

06/19/12; ASSIGNED to Land Use and Economic Development Committee.

120716 [Street Acceptance - Portions of Executive Park Boulevard at Sandpiper Cove Way]
Sponsor: Cohen

Ordinance: 1) accepting irrevocable offers for improvements and real property to widen Executive Park Boulevard and establish a sidewalk on either side of such Boulevard at Sandpiper Cove Way; 2) accepting grant deeds for the street and public sidewalk easements for the sidewalk area; 3) declaring this area to be open public right-of-way, dedicating it for right-of-way and roadway purposes, and accepting maintenance and liability for this area subject to certain limitations; 4) establishing new right-of-way and a sidewalk width change based on a Department of Public Works map showing such area; 5) making findings, including environmental findings and General Plan and Priority Policy findings of Planning Code Section 101.1; and 6) authorizing official acts in connection with this Ordinance.

06/19/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/19/2012

120717 [Health Code, Business and Tax Regulations Code - On-site Water Reuse for Commercial, Multi-Family, and Mixed-Use Developments]
Sponsor: Chiu

Ordinance amending the San Francisco Health Code by adding Article 12C and amending the Business and Tax Regulations Code by adding Section 249.24 to: 1) establish permitting requirements for the use of alternate water sources for nonpotable applications; 2) setting permit and annual fees; and 3) making environmental findings.

06/19/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

120634 [Declaration - Results of June 5, 2012, Consolidated Presidential Primary Election]
Sponsor: Chiu

Resolution declaring the results of the June 5, 2012, Consolidated Presidential Primary Election.

06/19/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120702 [Accept and Expend Grant - Crocker Amazon Gardener - $39,884]
Sponsor: Avalos

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a grant of $39,884 from Sacred Heart Cathedral Preparatory to support a half-time gardener at Crocker Amazon Field.

06/19/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120705 [Resolution of Intent - Multifamily Housing Revenue Bonds - 235 Broadway - Broadway Sansome Apartments]

Sponsor: Chiu

Resolution declaring the intent of the City and County of San Francisco (the City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $28,000,000 for 235 Broadway - Broadway Sansome Apartments; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $28,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

06/19/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120706 [Recreation and Parks Month - July 2012]

Sponsor: Chiu

Resolution proclaiming July 2012 as Recreation and Parks Month in the City and County of San Francisco.

06/19/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120707 [Accept and Expend Grant - Arts Education Grant - $18,000]

Sponsor: Wiener

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $18,000 from the MetLife Foundation Partners in Arts Education Grant Program for the WritersCorps Program.

06/19/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120708 [Grant Agreement - Local Operating Subsidy Program at the Arlington Hotel - Not to Exceed $9,354,007]

Sponsors: Mayor; Kim

Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with Mercy Housing California XL, LP, to provide operating subsidies for formerly homeless single adults at the Arlington Hotel for the period of August 1, 2012, to July 31, 2027, in an amount not to exceed $9,354,007.

(Fiscal Impact)

06/19/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120709 **[Issuance and Delivery - Multifamily Housing Revenue Note - 121 Golden Gate Avenue Senior Community Housing - Not to Exceed $25,370,000]**
Sponsor: Kim
Resolution authorizing the issuance and delivery of a multifamily housing revenue note in a principal amount not to exceed $25,370,000 for the purpose of providing financing for the acquisition and construction of a 90-unit multifamily rental housing project known as 121 Golden Gate Avenue Senior Community; approving the form of and authorizing the execution of a funding loan agreement; approving the form of and authorizing the execution of a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving issuance of the note following a public hearing; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this resolution; and ratifying and approving any action heretofore taken in connection with the note and the project.

06/19/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120719 **[Real Property Lease Amendment - 720 Sacramento Street]**
Sponsor: Chiu
Resolution authorizing the amendment of the lease at 720 Sacramento Street for the Department of Public Health to extend the term by one year.
(Fiscal Impact)

06/19/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Motions

120711 **[Committee of the Whole - Hearing on the Report of Assessment Costs for Blighted Properties]**
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 26, 2012, at 3:00 p.m., to hold a public hearing on a resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

06/19/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

120710 **[Hearing - Initiative Ordinance - Business and Tax Regulations Code - Increase Real Property Transfer Tax on Certain Transfers]**
Sponsors: Avalos; Campos, Kim and Mar
Hearing held to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 6, 2012, Election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-C, Real Property Transfer Tax, by amending Section 1102, to increase the Real Property Transfer Tax on certain transfers." (Economic Impact)

06/19/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120712 [Public Hearing - Report of Assessment Costs for Blighted Properties]
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

06/19/12; RECEIVED AND ASSIGNED to Board of Supervisors.

120713 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Increase Real Property Tax on Transfers of $1,000,000 or Greater]
Sponsor: Mayor
Hearing held to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 6, 2012, Election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-C, Real Property Transfer Tax, by amending Section 1102, to increase the Real Property Transfer Tax on transfers of $1,000,000 or greater." (Economic Impact)

06/19/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120714 [Hearing - Community Assessment Referral Center and Truancy Assessment and Resource Center]
Sponsor: Campos
Hearing to receive updates on the work of the Community Assessment Referral Center and the Truancy Assessment and Resource Center.

06/19/12; RECEIVED AND ASSIGNED to City and School District Select Committee.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.

PROPOSED ORDINANCES

120656 [Settlement of Lawsuit - John and Virginia Lai - $275,000]
Ordinance authorizing settlement of the lawsuit by John and Virginia Lai against the City and County of San Francisco for $275,000; the lawsuit was filed on December 27, 2010, in San Francisco Superior Court, Case No. CGC-10-506691; entitled John and Virginia Lai, et al. v. City and County of San Francisco, et al. (City Attorney)

06/05/12; RECEIVED FROM DEPARTMENT.

06/19/12; RECEIVED AND ASSIGNED to Rules Committee.

120657 [Settlement of Lawsuit - Michael Horan - $250,000]

Ordinance authorizing settlement of the lawsuit filed by Michael Horan against the City and County of San Francisco for $250,000; the lawsuit was originally filed on September 25, 2009, in San Francisco Superior Court, Case No. CGC-09-492910, removed to United States District Court, Northern District, Case No. CV-10-01383; entitled Michael Horan v. City and County of San Francisco, et al. (City Attorney)

06/05/12; RECEIVED FROM DEPARTMENT.

06/19/12; RECEIVED AND ASSIGNED to Rules Committee.

120659 [Settlement of Lawsuit - Gerardo Gonzales Delgado - $250,000]

Ordinance authorizing settlement of the lawsuit filed by Gerardo Gonzales Delgado against the City and County of San Francisco for $250,000; the lawsuit was filed on August 2, 2010, in San Francisco Superior, Case No. CGC-10-502105; entitled Gerardo Gonzales Delgado v. City and County of San Francisco, et al. (City Attorney)

06/05/12; RECEIVED FROM DEPARTMENT.

06/19/12; RECEIVED AND ASSIGNED to Rules Committee.

120685 [General Plan Amendment - Transit Center District Plan]

Ordinance: 1) amending the San Francisco General Plan by adding the Transit Center District Sub-Area Plan to the Downtown Plan and making various amendments to the Downtown Plan, Urban Design Element, Commerce and Industry Element, Recreation and Open Space Element, and Transportation Element as part of the establishment of the Transit Center District Plan; and 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1. (Planning Commission)

06/08/12; RECEIVED FROM DEPARTMENT.

06/19/12; ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

120655 [Special Assessment of Liens for Assessment of Cost]
Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of Costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

06/11/12; RECEIVED FROM DEPARTMENT.

06/19/12; RECEIVED AND ASSIGNED to Board of Supervisors.

120658 [Agreement Amendment - Recology - Refuse Collection - Not to Exceed $33,142,175]
Resolution approving the Fourth Amendment to the Refuse Collection Agreement between the City and County of San Francisco, Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger, increasing the total not-to-exceed amount of the Agreement from $28,059,629 to $33,142,175 under Charter Section 9.118(b). (Purchaser)
(Fiscal Impact)

06/05/12; RECEIVED FROM DEPARTMENT.

06/19/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120684 [Settlement of Claim - Kimberly Wilson - $35,000]
Resolution approving a settlement of the unlitigated claim filed by Kimberly Wilson against the City and County of San Francisco for $35,000; claim was filed on April 11, 2011. (City Attorney)

06/05/12; RECEIVED FROM DEPARTMENT.

06/19/12; RECEIVED AND ASSIGNED to Rules Committee.

In Memoriams

Rodney King – Supervisor Jane Kim
Jeff Davis – Supervisor Eric Mar
Paul Tsang - Supervisors Carmen Chu and Sean Elsbernd

ADJOURNMENT

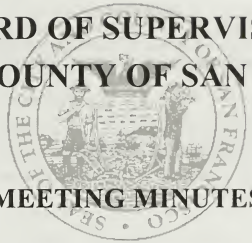
There being no further business, the Board adjourned at the hour of 5:30 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 24, 2012.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO



MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 20 2013

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, June 26, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1.30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:12 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Avalos, seconded by Supervisor Elsbernd, moved to approve the Board Meeting Minutes of May 15, 2012, and May 22, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

120432 [Contract Extension - SFPark - Serco, Inc.]
Sponsors: Chiu; Olague
Ordinance authorizing the Municipal Transportation Agency to extend the existing contract with Serco, Inc., until June 30, 2014, by waiving the two-year limitation on the exception for pilot programs to the competitive procurement requirements of Chapter 21 of the San Francisco Administrative Code; and making environmental findings and findings of consistency with the General Plan.

Ordinance No. 154-12

FINALLY PASSED

120499 **[Memorandum of Understanding - Service Employees International Union, Local 1021]**

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 153-12

FINALLY PASSED

120500 **[Memorandum of Understanding - International Federation of Professional and Technical Engineers, AFL-CIO, Local 21]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 152-12

FINALLY PASSED

120501 **[Memorandum of Understanding - Union of American Physicians and Dentists (Unit 17)]**

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 17), to be effective July 1, 2012, through June 30, 2015.

Ordinance No. 151-12

FINALLY PASSED

120502 **[Memorandum of Understanding - Union of American Physicians and Dentists (Unit 18)]**

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 18), to be effective July 1, 2012, through June 30, 2015.

Ordinance No. 150-12

FINALLY PASSED

120503 **[Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 149-12

FINALLY PASSED

120504 **[Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 147-12

FINALLY PASSED

120505 **[Memorandum of Understanding - San Francisco Institutional Police Officers' Association]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 148-12

FINALLY PASSED

120506 **[Memorandum of Understanding - Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 146-12

FINALLY PASSED

120507 **[Memorandum of Understanding - MOU Multiple Unions (Crafts Coalition)]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Title Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 145-12

FINALLY PASSED

120508 **[Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, to be effective July 1, 2012, through June 30, 2014

Ordinance No. 144-12

FINALLY PASSED

120509 **[Memorandum of Understanding - San Francisco Deputy Sheriffs' Association]**
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 143-12

FINALLY PASSED

120510 **[Memorandum of Understanding - San Francisco District Attorney Investigators' Association]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 142-12

FINALLY PASSED

120511 **[Memorandum of Understanding - San Francisco Sheriffs' Managers and Supervisors Association]**
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Sheriffs' Managers and Supervisors Association, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 140-12

FINALLY PASSED

120512 **[Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit), to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 139-12

FINALLY PASSED

120513 **[Memorandum of Understanding - United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 138-12

FINALLY PASSED

120514 **[Memorandum of Understanding - International Brotherhood of Electrical Workers Local Union 6, AFL-CIO]**
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, AFL-CIO, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 137-12

FINALLY PASSED

120515 **[Memorandum of Understanding - Laborers, Local 261]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 136-12

FINALLY PASSED

120516 **[Memorandum of Understanding - Transport Workers Union of America, AFL-CIO, Local 200]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 135-12

FINALLY PASSED

120517 **[Memorandum of Understanding - Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit)]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 134-12

FINALLY PASSED

120518 [Memorandum of Understanding - Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 133-12

FINALLY PASSED

120519 [Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 132-12

FINALLY PASSED

120520 [Memorandum of Understanding - Municipal Attorneys Association]
Sponsor: Mayor
Ordinance adopting and implementing the mediated arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys Association, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 128-12

FINALLY PASSED

120522 [Compensation for Unrepresented Employees]
Sponsor: Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2012.

Ordinance No. 141-12

FINALLY PASSED

120555 **[Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Engineers and Architects Unit)]**

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Engineers and Architects Unit), by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Engineers and Architects Unit).

Ordinance No. 120-12

FINALLY PASSED

120556 **[Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - Service Employees International Union, Local 1021]**

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the Service Employees International Union, Local 1021, by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the Service Employees International Union, Local 1021.

Ordinance No. 121-12

FINALLY PASSED

120557 **[Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Professional/Technical Unit)]**

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Professional/Technical Unit), by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Professional/Technical Unit).

Ordinance No. 122-12

FINALLY PASSED

120558 [Memorandum of Agreement (Redevelopment Agency of City and County of San Francisco) - Second Amendment - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Management/Supervisory Unit)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 2 to the 2009-2011 Memorandum of Agreement between the Redevelopment Agency of the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Management/Supervisory Unit), by extending the term of the Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY2011-2012; the Amendment is entered between the City and County of San Francisco, as successor to the Redevelopment Agency of the City and County of San Francisco pursuant to Board of Supervisors Resolution No. 11-12, and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO (Management/Supervisory Unit).

Ordinance No. 123-12

FINALLY PASSED

120635 [Administrative Code - Updating Job Classifications and Bargaining Units]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code Section 16.210 to reflect changes in job classifications and bargaining units.

Ordinance No. 155-12

FINALLY PASSED

120636 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2012, through June 30, 2014.

Ordinance No. 131-12

FINALLY PASSED

120637 [Memorandum of Understanding - Freight Checkers, Clerical Employees and Helpers, Local 856, Supervising Registered Nurses, Unit 47]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Freight Checkers, Clerical Employees and Helpers, Local 856, Supervising Registered Nurses, Unit 47, to be effective July 1, 2012, through June 30, 2015.

Ordinance No. 130-12

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

120560 [Administrative Code - Port of San Francisco Pier Repair and Replacement Work]
Sponsors: Avalos; Chu

Ordinance amending the San Francisco Administrative Code, Article IV, Chapter 6, by adding Section 6.71 to allow the Port of San Francisco to use Port of San Francisco employees to perform demolition, repair, and replacement work on piers under the jurisdiction of the San Francisco Port Commission.

Ordinance No. 124-12

FINALLY PASSED

Recommendations of the Rules Committee

120576 [Settlement of Lawsuit - State Farm Gen. Ins. Co. v. CCSF - $37,500]

Ordinance authorizing settlement of the lawsuit filed by State Farm Gen. Ins. Co. against the City and County of San Francisco for $37,500; the lawsuit was filed on March 25, 2010, in Superior Court of the State of California, Case No. CGC-10-498127; entitled State Farm Gen. Ins. Co. v. City and County of San Francisco. (City Attorney)

Ordinance No. 126-12

FINALLY PASSED

120577 [Settlement of Lawsuit - Anderson v. CCSF - $62,500]

Ordinance authorizing settlement of the lawsuit filed by Phyllis Anderson against the City and County of San Francisco for $62,500; the lawsuit was filed on April 1, 2010, in San Francisco Superior Court, Case No. CGC-09-498287; entitled Phyllis Anderson v. Laguna Honda Hospital, City and County of San Francisco, and Does 1-50, inclusive. (City Attorney)

Ordinance No. 127-12

FINALLY PASSED

120578 [Settlement of Alleged Violations of the North American Electric Reliability Corporation Standards and Payment of a $50,000 Penalty]

Resolution approving a settlement of the unlitigated Notice of Alleged Violation filed by the Western Electricity Coordinating Council against Hetch Hetchy Water and Power on September 30, 2011, with respect to alleged violations of the North American Electric Reliability Corporation Reliability Standards. (City Attorney)

Resolution No. 254-12

ADOPTED

120615 [Settlement of Lawsuit - Waterfront Watch - $225,000]
Ordinance authorizing settlement of the lawsuit filed by Waterfront Watch against the City and County of San Francisco for $225,000; the lawsuit was filed on February 23, 2012, in San Francisco Superior Court, Case No. CPF-12-511968; entitled Waterfront Watch, et al. v. City and County of San Francisco, et al.; other material terms of said settlement are establishing a process for review of Pier 29 rehabilitation work, Port technical assistance to reduce air emissions at Pier 27, agreement not to place a Jumbotron on the water in Aquatic Park Lagoon. (City Attorney)

PASSED, ON FIRST READING

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

120616 [Interim Proposed Budget and Annual Appropriation Ordinance - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Interim Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 1, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)

Ordinance No. 157-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120617 [Interim Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Ordinance No. 156-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Government Audit and Oversight Committee

Supervisor Elsbernd Excused from Voting

Supervisor Campos, seconded by Supervisor Farrell, moved that Supervisor Elsbernd be excused from voting on File No. 120521. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Olague, Wiener
Excused: 1 - Elsbernd

120521 **[Memorandum of Understanding - Municipal Executives' Association]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, to be effective July 1, 2012, through June 30, 2014.
(Supervisor Elsbernd excused from voting.)

Ordinance No. 129-12

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Olague, Wiener
Excused: 1 - Elsbernd

Recommendation of the Public Safety Committee

120559 **[Police Code - Prohibiting Obstructing Sidewalks Adjacent to White Zones]**
Sponsors: Campos; Avalos and Mar
Ordinance amending the San Francisco Police Code by adding Section 65 to prohibit obstructing sidewalks adjacent to white colored curb zones and establish exceptions to the prohibition; and adopting environmental findings.

Ordinance No. 125-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Rules Committee

111330 **[Charter Amendment - Consolidating Odd-Year Municipal Elections]**
Sponsor: Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, and Article XVII to: 1) change the election cycle for the offices of City Attorney and Treasurer so that these offices will be elected in the same years as the elections for the offices of Mayor, District Attorney, and Sheriff; and 2) to amend the definition of general municipal election so that such elections occur only in even-numbered years and every other odd-numbered year.

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

NEW BUSINESS

From the Rules Committee Without Recommendation

120219 [Charter Amendment - Replacing Ranked-Choice Voting for City-Wide Offices with Run-Off Elections]
Sponsors: Farrell; Chu, Cohen, Elsbernd, Olague and Wiener
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections.

Duplicated and Amended, see File Nos. 120723 and 120724.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Charter Amendment be CONTINUED to July 10, 2012, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120723 [Charter Amendment - Incorporating Run-Off Elections into Ranked-Choice Voting for Office of Mayor]
Sponsor: Chiu
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor.

Duplicated as Amended, see File Nos. 120219 and 120724.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Charter Amendment be DUPLICATED AS AMENDED and CONTINUED to July 10, 2012, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120724 [Charter Amendment - Replacing Ranked-Choice Voting for Mayor with Run-Off Elections]
Sponsor: Olague
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections.

Duplicated as Amended, see File Nos. 120219 and 120723.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Charter Amendment be DUPLICATED AS AMENDED and CONTINUED to July 10, 2012, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120712 [Public Hearing - Report of Assessment Costs for Blighted Properties]
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Timothy Hines (Department of Public Works) provided an overview of the assessments. Anne Wong; Peter Carashas; spoke objecting to the proposed assessments. Timothy Hines (Department of Public Works) responded to questions raised throughout the discussion and indicated that recent receipt of payment and/or resolution was provided to various properties as referenced in File No. 120580. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

Supervisor Wiener was noted absent at 4:02 p.m. and noted present at 4:09 p.m.

120580 [Report of Assessment Costs for Blighted Properties]
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Timothy Hines (Department of Public Works) indicated that the following addresses should be removed from the accompanying report due to recent receipt of payment and/or resolution:
213-9th Street;
134 Capp Street;
1741 Fulton Street; and
10 Loyola Terrace.
The amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 120580 were received without objection.

Resolution No. 253-12

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague
Absent: 1 - Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Wiener, seconded by Supervisor Cohen, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to Commander Lea Militello of the San Francisco Police Department in recognition of 30 years of faithful service, during which she received four Police Commission Commendations, one Meritorious Conduct Award, one Silver Medal, and one Purple Heart Award, upon her retirement. Supervisors Campos, Chu, Elsbernd, Olague, and Police Chief Greg Suhr shared in this commendation.

SPECIAL ORDER 4:00 P.M.

120495 [Appeal of Determination of Exemption from Environmental Review - 601 Dolores Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 9, 2012, Case No. 2011.0584E, that a project located at 601 Dolores Street (Assessor Block No. 3598, Lot No. 060) is exempt from environmental review under Categorical Exemption, Class 32 [State CEQA Guidelines Section 15332]. The proposed project involves the conversion of an existing residential use in a former church structure into middle school class rooms and a multi-purpose assembly space and associated interior and exterior changes to the building (District 8) (Appellant: Jeffrey Goldfarb and Elizabeth Erhardt of Rutan and Tucker, LLP, on behalf of J. Landon Gates and Anne Timmer Gates) (Filed May 9, 2012) (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Mar, seconded by Supervisor Campos, moved that this Hearing be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to July 24, 2012.

120496 [Affirming the Exemption Determination - 601 Dolores Street]

Motion affirming the determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120497 [Reversing the Exemption Determination - 601 Dolores Street]
Motion reversing the determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120498 [Preparation of Findings to Reverse the Exemption Determination - 601 Dolores Street]
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 4:00 P.M.

120646 [Appeal of Conditional Use Authorization - 601 Dolores Street]
Hearing of persons interested in or objecting to the decision of the Planning Commission's April 26, 2012, approval of a Conditional Use Authorization identified as Planning Case No. 2011.0584CV, by its Motion No. 18604, pursuant to Planning Code Sections 209.3(g), 303, and 317, to convert a former church that is currently being used as a single-family dwelling into a private elementary school operated by "Children's Day School", within a RH-3 (Residential House, Three-Family), on property located at 601 Dolores Street, Assessor's Block Assessor's Block No. 3598, Lot No. 060. (District 8) (Appellants: Elizabeth Erhardt of Rutan and Tucker, LLP, on behalf of Lisa Nahmanson and Sandra Steele) (Filed May 29, 2012) (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Mar, seconded by Supervisor Campos, moved that this Hearing be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to July 24, 2012.

120647 [Affirming the Conditional Use Authorization - 601 Dolores Street]
Motion approving the decision of the Planning Commission by its Motion No. 18604, approving Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120648 [Reversing the Conditional Use Authorization - 601 Dolores Street; Approving the Conditional Use as Modified by the Board of Supervisors]

Motion disapproving the decision of the Planning Commission by its Motion No. 18604, approving Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120649 [Preparation of Findings Related to the Conditional Use Authorization - 601 Dolores Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

Supervisor Olague was noted absent at 3:15 p.m. and noted present at 3:38 p.m.

120632 [Agreements, Permit, and Lease - Improvements on Portions of Third, Fourth, Owens, and 16th Streets - UCSF Mission Bay]

Sponsors: Cohen; Kim

Ordinance 1) approving and authorizing a master agreement between the City and The Regents of the University of California, on behalf of its San Francisco campus (UCSF) governing various public improvements and other transactions relating generally to Fourth, Owens, Third and Sixteenth Streets in Mission Bay, and approving and authorizing the permit and agreements contemplated by such agreement, including a) the issuance of a major encroachment permit granting revocable permission to UCSF to occupy portions of these streets for UCSF improvements and activities, including a Fourth Street public plaza, b) maintenance agreements for said improvements, c) an easement agreement for UCSF utilities under Fourth Street between 16th Street and Mission Bay Boulevard South, d) easement agreements for sidewalk curb ramps, for public pedestrian passage, and City utilities over certain property within the UCSF campus, and e) a lease of subsurface and air space for UCSF improvements above and below certain segments of Fourth Street between Sixteenth and Mariposa Streets on State Trust property; 2) accepting offers of real property and public improvements along such streets and portions of Mariposa Street for street widening, turning radii and right turn lane purposes; 3) making environmental findings and findings of consistency with the City's General Plan, the eight priority policy findings of Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; 4) accepting Department of Public Works Order; and 5) authorizing official acts in connection with this Ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

120676 **[Resolution of Intent - Street Vacation - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]**
Sponsors: Cohen; Mayor
Resolution: 1) declaring the intention of the Board of Supervisors to vacate Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; and 2) setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

Resolution No. 247-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

120719 **[Real Property Lease Amendment - 720 Sacramento Street]**
Sponsor: Chiu
Resolution authorizing the amendment of the lease at 720 Sacramento Street for the Department of Public Health to extend the term by one year.
(Fiscal Impact)

Resolution No. 252-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Ray Hartz; expressed concerns relating to government, City Attorney, and City Librarian.
John DiDonna; expressed various concerns.
Male Speaker; expressed various concerns.
Peter Warfield; expressed concerns relating to the SF Public Library and Bernal Heights Mural Project.
Francisco Da Costa, expressed various concerns.
Eric Huang; expressed concerns relating to recent assault in Chinatown.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120634 **[Declaration - Results of June 5, 2012, Consolidated Presidential Primary Election]**
Sponsor: Chiu
Resolution declaring the results of the June 5, 2012, Consolidated Presidential Primary Election

Resolution No. 251-12

ADOPTED

120702 **[Accept and Expend Grant - Crocker Amazon Gardener - $39,884]**
Sponsor: Avalos
Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a grant of $39,884 from Sacred Heart Cathedral Preparatory to support a half-time gardener at Crocker Amazon Field.

Resolution No. 250-12

ADOPTED

120705 **[Resolution of Intent - Multifamily Housing Revenue Bonds - 235 Broadway - Broadway Sansome Apartments]**
Sponsor: Chiu
Resolution declaring the intent of the City and County of San Francisco (the City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $28,000,000 for 235 Broadway - Broadway Sansome Apartments; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $28,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Resolution No. 249-12

ADOPTED

120706 **[Recreation and Parks Month - July 2012]**
Sponsor: Chiu
Resolution proclaiming July 2012 as Recreation and Parks Month in the City and County of San Francisco.

Resolution No. 255-12

ADOPTED

120707 [Accept and Expend Grant - Arts Education Grant - $18,000]
Sponsor: Wiener
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $18,000 from the MetLife Foundation Partners in Arts Education Grant Program for the WritersCorps Program.

Resolution No. 248-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 120711 be severed so that it may be considered separately.

120711 [Committee of the Whole - Hearing on the Report of Assessment Costs for Blighted Properties]
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 26, 2012, at 3:00 p.m., to hold a public hearing on a resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board related to File No. 120711. There were no speakers.

Motion No. M12-077

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Charter Amendments

120554 [Charter Amendment - San Francisco Housing Trust Fund and Housing Production Incentive Act]
Sponsors: Mayor; Wiener, Olague, Kim, Avalos, Mar and Cohen
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.110 to: 1) create a San Francisco Housing Trust Fund by setting aside general fund revenues beginning in FY2013-2014 and ending in FY2043-2044 to create, acquire, and rehabilitate affordable housing and promote affordable home ownership programs in the City; and 2) lower and stabilize the impacts of affordable housing regulatory impositions on private residential projects; and to authorize the development of up to 30,000 affordable rental units in the City. (Economic Impact)

05/22/12; ASSIGNED to Rules Committee.

06/05/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/5/2012. Substituted by Mayor Lee.

06/26/12; SUBSTITUTED AND ASSIGNED to Rules Committee.

120723 [Charter Amendment - Incorporating Run-Off Elections into Ranked-Choice Voting for Office of Mayor]
Sponsor: Chiu
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor.

06/26/12; RECEIVED AND ASSIGNED to Board of Supervisors.

06/26/12; DUPLICATED AS AMENDED.

06/26/12; CONTINUED.

120724 [Charter Amendment - Replacing Ranked-Choice Voting for Mayor with Run-Off Elections]
Sponsor: Olague
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections.

06/26/12; RECEIVED AND ASSIGNED to Board of Supervisors.

06/26/12; DUPLICATED AS AMENDED.

06/26/12; CONTINUED.

Ordinances

120464 [Planning Code - Threshold for Application of Inclusionary Affordable Housing Program]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code Section 415.3 to: 1) provide that, as of January 1, 2013, the requirements of the Inclusionary Affordable Housing Program apply only to housing projects of 10 units or more and will no longer apply to buildings of 5 to 9 units that have not yet received a first construction document; and 2) condition operation of the Ordinance on the adoption and implementation of the Housing Trust Fund Charter Amendment at the November 6, 2012, election; setting an operative date; and making environmental findings and findings of consistency with the General Plan.

06/26/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/26/2012.

120487 [Appropriating $155,000,000 of Certificate of Participation Proceeds for the Department of War Memorial in FY2012-2013]
Sponsors: Mayor; Olague
Ordinance appropriating $155,000,000 of Certificate of Participation for the Veterans Building Seismic Upgrade and Improvement Project of the Department of War Memorial for FY2011-2012. (Fiscal Impact)

06/26/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/26/2012.

120488 [Environment Code - Bottle Filling Stations]
Sponsor: Chiu
Ordinance amending the San Francisco Environment Code by adding Chapter 23 to require new and remodeled buildings that have drinking fountains to provide bottle filling stations, setting an operative date, and making environmental and other findings.

06/26/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/26/2012.

Resolutions

120489 [Resolution of Intention to Create a Housing Trust Fund]
Sponsor: Mayor
Resolution supporting the formation of a Housing Trust Fund, which includes a Charter Amendment and companion legislation to support balanced growth and economic development by funding the production and preservation of affordable housing, increasing moderate income housing and homeownership opportunities, and stimulating market-rate housing production.

06/26/12; RECEIVED AND ASSIGNED to Rules Committee.

120545 [Pier 29 Fire - Declaration of Emergency and Authorization for Emergency Contracts]
Sponsors: Mayor; Chiu
Resolution: 1) declaring an emergency under Administrative Code Section 6.60(A) relating to the June 20, 2012, fire at Pier 29; 2) approving emergency contracts entered into by the Port of San Francisco in accordance with Administrative Code Section 6.60; and 3) directing the Port of San Francisco to take all necessary and appropriate measures to perform repair work to Pier 29 in the most expeditious manner.
(Fiscal Impact)

06/26/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120546 [Accept and Expend Grant - GreenFinanceSF - $1,000,000]
Sponsor: Mayor
Resolution authorizing the Department of the Environment to retroactively accept and expend an American Recovery and Reinvestment Act of 2009 funded grant in the amount of $1,000,000 from the California Energy Commission's State Energy Program through the Local Government Commission to support GreenFinanceSF.

06/26/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120547 [Contract Amendment - Community Awareness and Treatment Services - $35,699,175]
Sponsor: Mayor
Resolution amending the contract between the San Francisco Department of Public Health and Community Awareness and Treatment Services, Inc., for behavioral health services to $35,699,175.
(Fiscal Impact)

06/26/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120618 [Accept and Expend Gift - Polo Fields Maintenance - $100,000]
Sponsor: Mar
Resolution authorizing the Recreation and Park Department to accept and expend a gift from the Baker Street Foundation for $100,000 for the salary of a gardener at the Polo Fields in Golden Gate Park for at least a year.

06/26/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120619 [Separating Sharp Park Golf Course Plan from the Natural Area Plan]
Sponsor: Olague
Resolution to remove all management proposals and activities derived from the Sharp Park Conceptual Restoration Alternatives Report's Alternative A18 from the Environmental Impact Report for the San Francisco Recreation and Park Department's Significant Natural Resource Areas Management Plan, and to consider proposals and alternatives for the future of Sharp Park Golf Course through a separate and complete California Environmental Quality Act review process.

06/26/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120644 **[Design Agreement Amendment - Laguna Honda Hospital Replacement Program - $53,980,239]**
Sponsor: Elsbernd
Resolution authorizing the Director of Public Works to execute an amendment to the design agreement for the Laguna Honda Hospital Replacement Program increasing the contract amount from $51,276,867 to $53,980,239.
(Fiscal Impact)

06/26/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120652 **[Support for Assembly Bill 1856 - Establishment of Required Lesbian, Gay, Bisexual, and Transgender Cultural Competency Trainings for Caregivers of Foster Youth]**
Sponsors: Wiener; Campos and Olague
Resolution urging the Mayor and San Francisco Board of Supervisors to support Assembly Bill 1856, which would require caregivers of foster youth to be trained in cultural competency and best practices for providing adequate care for lesbian, gay, bisexual, transgender, queer, and questioning youth.

06/26/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

120664 **[Hearing - Comprehensive Annual Financial Report]**
Sponsor: Farrell
Hearing for the City's external auditors (Macias Gini & O'Connell and KPMG LLP) to present the Comprehensive Annual Financial Report, single audit, and their management letters, if any, related to the City audit for FY ended June 30, 2011, presenting their audit plans for FY2011-2012, as required under Charter Section 9.117.

06/26/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120686 **[Hearing - Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]**
Hearing of persons interested in or objecting to the Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance (File No. 120670). (Clerk of the Board)

06/26/12; ASSIGNED to Board of Supervisors.

120688 **[Hearing - Community Response Network 2012 Summer Coverage Plan]**
Sponsor: Avalos
Hearing on the Community Response Network 2012 Summer Coverage Plan.

06/26/12; RECEIVED AND ASSIGNED to Public Safety Committee.

120725 **[Hearing - Charter Amendments - Ranked-Choice Voting and Run-Off Elections]**
Hearing to consider Charter Amendments to amend the Charter of the City and County of San Francisco by: 1) amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections; 2) amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor; and 3) amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections. (Clerk of the Board)

06/26/12; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.

PROPOSED RESOLUTIONS

120703 **[Disapproving Street Encroachment - 10 Niantic Avenue]**
Resolution affirming Department of Public Works' recommendation for disapproval for occupancy of a portion of the public right-of-way with a portion of a new single family dwelling encroaching 3-feet into the public right-of-way at 10 Niantic Avenue (Block No. 7178, Lot No. 001) and urging the City to work with the applicants, Lee Yun Ling & Cindy Zhou, to vacate and acquire the subject portion of the public right-of-way. (Public Works Department)

06/14/12; RECEIVED FROM DEPARTMENT.

06/26/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120704 **[Approving Street Encroachment - 10 Niantic Avenue]**
Resolution overturning Department of Public Works' recommendation for disapproval and granting revocable permission to Lee Yun Ling & Cindy Zhou, for the occupancy of a portion of the public right-of-way of a portion of a new single family dwelling encroaching 3-feet into the public right-of-way at 10 Niantic Avenue (Block No. 7178, Lot No. 001), conditioned upon the payment of an annual assessment fee as prescribed under Article 15, Section 786.7 of the Public Works Code; this project is consistent with the General Plan Referral and General Planning Code, Section 101.1. (Public Works Department)

06/14/12; RECEIVED FROM DEPARTMENT.

06/26/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

In Memoriams

James Akira Hirabayashi – Supervisors Eric Mar and David Chiu
Lok Sin Mar – Supervisors Eric Mar and David Chiu
Roxie Jones – Supervisor Christina Olague
Boyd Swartz – Supervisor Scott Wiener
Claire Marie Dunn – Supervisor Carmen Chu

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:25 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 31, 2012.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 30 2013

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 10, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:11 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Elsbernd, moved to approve the Board Meeting Minutes of June 5, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor on June 29, 2012, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors.

CONSENT AGENDA

Recommendation of the Rules Committee

120615 [Settlement of Lawsuit - Waterfront Watch - $225,000]

Ordinance authorizing settlement of the lawsuit filed by Waterfront Watch against the City and County of San Francisco for $225,000; the lawsuit was filed on February 23, 2012, in San Francisco Superior Court, Case No. CPF-12-511968; entitled Waterfront Watch, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are establishing a process for review of Pier 29 rehabilitation work, Port technical assistance to reduce air emissions at Pier 27, agreement not to place a Jumbotron on the water in Aquatic Park Lagoon. (City Attorney)

Ordinance No. 158-12

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

120377 [Business and Tax Regulations Code - Payroll Expense Tax Exclusion for Small Business Net New Payroll - 2012 through 2015]
Sponsors: Farrell; Campos, Chu, Cohen, Elsbernd, Mar and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code Article 12-A by adding Section 906.5 to permit a Payroll Expense Tax Exclusion for Small Business Net New Payroll for years 2012 through 2015.
(Fiscal Impact)

Ordinance No. 160-12

FINALLY PASSED by the following vote:

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener
Noes: 1 - Avalos

Recommendations of the Land Use and Economic Development Committee

120191 [Building Code - Definition of Efficiency Unit]
Sponsor: Wiener
Ordinance amending the San Francisco Building Code Section 1208.4 to reduce the square footage requirement for Efficiency Dwelling Units pursuant to Section 17958.1 of the California Health & Safety Code; and making environmental findings.

Supervisor Wiener, seconded by Supervisor Elsbernd, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Ordinance amending the San Francisco Building Code Section 1208.4 to reduce the square footage requirement for Efficiency Dwelling Units in new structures or buildings pursuant to Section 17958.1 of the California Health & Safety Code; and making environmental findings.

Supervisor Wiener, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED AS AMENDED ON FIRST READING to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120404 **[Administrative Code - Urban Agriculture Program]**

Sponsors: Chiu; Avalos, Olague, Mar, Cohen and Campos

Ordinance amending the San Francisco Administrative Code by adding Sections 53.1 through 53.4 to: 1) establish an Urban Agriculture Program to oversee and coordinate all of the City's Urban Agriculture activities; and 2) adopt goals for the City related to Urban Agriculture.

Supervisor Chiu, seconded by Supervisor Chu, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120632 **[Agreements, Permit, and Lease - Improvements on Portions of Third, Fourth, Owens, and 16th Streets - UCSF Mission Bay]**

Sponsors: Cohen; Kim

Ordinance: 1) approving and authorizing a Master Agreement between the City and The Regents of the University of California, on behalf of its San Francisco campus (UCSF) governing various public improvements and other transactions relating generally to Fourth, Owens, Third and Sixteenth Streets in Mission Bay, and approving and authorizing the permit and agreements contemplated by such agreement, including: (a) the issuance of a major encroachment permit granting revocable permission to UCSF to occupy portions of these streets for UCSF improvements and activities, including a Fourth Street public plaza, (b) maintenance agreements for said improvements, (c) an easement agreement for UCSF utilities under Fourth Street between 16th Street and Mission Bay Boulevard South, (d) easement agreements for sidewalk curb ramps, for public pedestrian passage, and City utilities over certain property within the UCSF campus, and (e) a lease of subsurface and air space for UCSF improvements above and below certain segments of Fourth Street between 16th and Mariposa Streets on State Trust property; 2) accepting offers of real property and public improvements along such streets and portions of Mariposa Street for street widening, turning radii and right turn lane purposes; 3) making environmental findings and findings of consistency with the City's General Plan, the eight priority policy findings of Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; 4) accepting Department of Public Works Order No. 180381; and 5) authorizing official acts in connection with this Ordinance.

Ordinance No. 159-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

120591 [Proposed Budget and Annual Appropriation Ordinance FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120592 [Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120593 [Treasure Island Development Authority Budget - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving the budget of the Treasure Island Development Authority for FY2012-2013 and FY2013-2014.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120596 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); and food services (Sheriff).

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120673 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following service: custodial services (General Services Agency-City Administrator).

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120597 **[Police Code - Increase Permit and License Fees]**

Sponsor: Mayor

Ordinance amending the San Francisco Police Code Sections 2.26 and 2.27 to: 1) update the fees to reflect prior cost of living adjustments; 2) increase the permit application fee for commercial parking permits; and 3) increase license fees to include cost recovery for the Tax Collector's Office; and making environmental findings.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120604 **[Health Code - Patient Rates]**

Sponsor: Mayor

Ordinance amending the San Francisco Health Code Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2012.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120606 [Administrative Code - Plan Review and Site Inspection to Ensure Compliance with Federal Disability Laws Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code Section 2A.22.1 to revise and increase the fees charged to City administered or City funded construction projects for plan review and site inspection by the Mayor's Office on Disability for compliance with federal disability access laws; and making environmental findings and findings of consistency with the General Plan.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120607 [Fire Code - Fire Department Service Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Fire Code Sections 113.10 and 113.21 to increase fees for certain Fire Department services; and making environmental findings.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120608 [Park Code - Consolidating Golf Course Provisions and Increasing Certain Golf Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Park Code Article 12 to: 1) consolidate golf course provisions into a single series of new Sections 12.12 through 12.12.6; and 2) increase certain fees at San Francisco municipal golf courses; and making environmental findings.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120609 [Park Code - Professional Tennis Lesson Rates]

Sponsor: Mayor

Ordinance amending the San Francisco Park Code, Article 12, Section 12.41 to: 1) increase rates for professional tennis lessons on park property; and 2) set two-tier pricing based on instructor certification level; and making environmental findings.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120638 [Business and Tax Regulations and Health Codes - Food Product and Marketing Establishment License Fees]

Sponsor: Mayor

Ordinance amending: 1) the San Francisco Business and Tax Regulations Code Sections 248 and 249.1; and 2) the San Francisco Health Code Sections 440 and 451 relating to fees for food product and marketing establishment licenses issued by the Department of Public Health.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120595 [Adjusting the Access Line Tax with the Consumer Price Index of 2012]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2012, and adjusting the Access Line Tax by the same rate.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120598 [Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120599 [Contract Modification - Children's Council of San Francisco - Child Care Services - Not to Exceed $240,869,365]
Sponsor: Mayor
Resolution approving the contract modification between the City and County of San Francisco and the Children's Council of San Francisco to provide childcare services for the period of July 1, 2012, to June 30, 2017, for an amount not to exceed $240,869,365.
(Fiscal Impact)

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120600 [Contract - Conard House, Inc. - Housing First Program - Not to Exceed $19,142,302]
Sponsor: Mayor
Resolution retroactively approving the contract between the City and County of San Francisco and Conard House, Inc., to provide master-leased housing under its Housing First Program to formerly homeless single adults and Money Management Services to frail and elderly senior citizens for the period of April 1, 2012, to June 30, 2017, for an amount not to exceed $19,142,302.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120602 [Contract - Episcopal Community Services - Safety Net Services - Not to Exceed $76,016,410]

Sponsor: Mayor

Resolution approving the contract between the City and County of San Francisco and Episcopal Community Services to provide various safety net services to homeless, formerly homeless, and frail and elderly senior citizens in San Francisco for the period from July 1, 2012, to June 30, 2017, for an amount not to exceed $76,016,410.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120603 [Contract - St. Vincent De Paul Society - Emergency Shelter Services - Not to Exceed $20,482,985]

Sponsor: Mayor

Resolution approving the contract between the City and County of San Francisco and St. Vincent De Paul Society to provide emergency shelter services to homeless citizens in San Francisco, for the period from July 1, 2012, to June 30, 2017, for an amount not to exceed $20,482,985.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120605 [Accept and Expend - Department of Public Health Recurring State Grant Funds - FY2012-2013]

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2012-2013.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120640 [Expenditures from the Budget Savings Incentive Fund - FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2012-2013 and 2013-2014.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120641 [Public Education Enrichment Fund - San Francisco Unified School District - FY2012-2013]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120642 [Public Education Enrichment Fund - Children and Families Commission - FY2012-2013]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

Supervisor Chu, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to July 17, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the City Operations and Neighborhood Services Committee Without Recommendation

120466 [Liquor License Transfer - 101-4th Street]

Resolution determining that the transfer of an existing Type 20 off-sale beer and wine license from 566 Minnesota Street to 101-4th Street (District 6), to Beth Aboulafia for Target Corporation, dba City Target, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Supervisor Elsbernd, seconded by Supervisor Farrell, moved that this Resolution be AMENDED on Page 2, Line 10, by adding 'single' before 'beer'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Kim, seconded by Supervisor Olague, moved that this Resolution be CONTINUED AS AMENDED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120720 [Hearing - General Obligation Bonds - San Francisco Clean and Safe Neighborhood Parks - $195,000,000]

Hearing of persons interested in or objecting to the amendments made at the June 21, 2012, Government Audit and Oversight Committee to: 1) the Resolution determining and declaring that the public interest and necessity demand improving the safety and quality of neighborhood parks and waterfront open spaces across the City; finding that the estimated cost of $195,000,000 for such improvements will require incurring bonded indebtedness; and making environmental findings and findings of consistency with the General Plan (File No. 120531); and 2) the Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2012, for the purpose of submitting to the voters a proposition to incur the bonded debt ($195,000,000) for the construction, reconstruction, renovation, demolition, environmental remediation and/or improvement of park, open space, and recreation facilities; and making environmental findings and findings of consistency with the General Plan (File No. 120525). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the amendments of the proposed legislation as referenced in File Nos. 120525 and 120531. Walter Paulson; shared in song certain concerns relating to this matter. Male Speaker; expressed support for this matter. Juicye Edmund; expressed various concerns. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

Recommendations of the Government Audit and Oversight Committee

120525 [General Obligation Bond Election - San Francisco Clean and Safe Neighborhood Parks - $195,000,000]

Sponsors: Mayor; Chu, Mar, Farrell, Chiu, Elsbernd, Wiener, Campos, Cohen, Kim and Olague

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2012, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: $195,000,000 for the construction, reconstruction, renovation, demolition, environmental remediation and/or improvement of park, open space, and recreation facilities and all other structures, improvements, and related costs necessary or convenient for the foregoing purposes and paying all other costs necessary and convenient for effectuating those purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefore by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; making environmental findings and findings of consistency with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120531 **[General Obligation Bonds - San Francisco Clean and Safe Neighborhood Parks - $195,000,000]**

Sponsors: Mayor; Chu, Mar, Farrell, Chiu, Elsbernd, Wiener, Campos, Cohen, Kim and Olague

Resolution determining and declaring that the public interest and necessity demand improving the safety and quality of neighborhood parks and waterfront open spaces across the City, enhancing water quality and cleaning up environmental contamination along the Bay, replacing unsafe playgrounds, fixing restrooms, improving access for the disabled, and ensuring the seismic safety of park and recreation facilities under the jurisdiction of, or maintained by, the Recreation and Park Commission or the jurisdiction of the Port Commission or any other projects, sites or properties otherwise specified in the ordinance submitting this proposal to the voters, and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $195,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; making environmental findings and findings of consistency with the General Plan; providing for the City to declare its official intent to reimburse prior expenditures; and waiving the time limits set forth in Administrative Code Section 2.34.

Resolution No. 256-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120725 **[Hearing - Charter Amendments - Ranked-Choice Voting and Run-Off Elections]**

Hearing to consider Charter Amendments to amend the Charter of the City and County of San Francisco by: 1) amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections; 2) amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor; and 3) amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the amendments of the proposed Charter Amendment as referenced in File Nos. 120219, 120273, and 120274. Judy Belcher; Steve Chessin; Joan Strasser; Jeff; David Cary; Walter Paulson; Dominic Paris; Male Speaker; Steve Hill; Juicye Edmund; expressed concerns relating to the amendments of the proposed Charter Amendment. There were no other speakers.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Hearing be CONTINUED to July 17, 2012, at 3:00 p.m., with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to July 17, 2012, at 3:00 p.m., with the Board sitting as a Committee of the Whole.

Committee of the Whole Adjourn and Report

From the Rules Committee Without Recommendation

120219 [Charter Amendment - Replacing Ranked-Choice Voting for City-Wide Offices with Run-Off Elections]

Sponsors: Farrell; Chu, Cohen, Elsbernd, Olague and Wiener

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Charter Amendment be CONTINUED to July 17, 2012, at 3:00 p.m., with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Board

120723 [Charter Amendment - Incorporating Run-Off Elections into Ranked-Choice Voting for Office of Mayor]

Sponsor: Chiu

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor.

Supervisor Chiu, seconded by Supervisor Avalos, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Charter Amendment be CONTINUED AS AMENDED to July 17, 2012, at 3:00 p.m. with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120724 [Charter Amendment - Replacing Ranked-Choice Voting for Mayor with Run-Off Elections]

Sponsor: Olague

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections.

Supervisor Farrell, seconded by Supervisor Chiu, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections

Supervisor Farrell requested to be added as a co-sponsor.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Charter Amendment be CONTINUED AS AMENDED to July 17, 2012, at 3:00 p.m. with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 4:00 P.M.

120660 [Tentative Parcel Map Appeal - 800 Presidio Avenue]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated May 31, 2012, approving a Tentative Parcel Map for 2-unit multi use located at 800 Presidio Avenue, Assessor's Block No. 1073, Lot No. 013. (District 2) (Appellant: Stephen M. Williams on behalf of Neighbors for Fair Planning) (Filed June 11, 2012)

The President inquired as to whether any member of the public wished to address the Board. Male Speaker (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. There were no speakers in support of the appeal. AnMarie Rodgers (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Alice Barkley (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. There were no speakers in support of the project and in opposition to the appeal. Male Speaker (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

120661 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 800 Presidio Avenue]

Motion: 1) making environmental findings and finding the Tentative Parcel Map for a 2-unit multi-use subdivision located at 800 Presidio Avenue, Assessor's Block No. 1073, Lot No. 013, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1, 2) approving the decision of the Department of Public Works; and 3) approving the Tentative Parcel Map.

Motion No. M12-080

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120662 **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 800 Presidio Avenue]**

Motion: 1) making environmental findings and finding that the Tentative Parcel Map for a 2-unit multi-use subdivision at 800 Presidio Avenue, Assessor's Block No. 1073, Lot No. 013, is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; 2) disapproving the decision of the Department of Public Works; and 3) disapproving the Tentative Parcel Map.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120663 **[Preparation of Findings Related to Disapprove the Tentative Parcel Map - 800 Presidio Avenue]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit multi-use subdivision at 800 Presidio Avenue, Assessor's Block No. 1073, Lot No. 013. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Olague was noted absent at 5:32 p.m. and noted present at 6:07 p.m.
Supervisor Campos was noted absent at 5:34 p.m. and noted present at 5:48 p.m.
Supervisor Kim was noted absent at 5:36 p.m. and noted present at 5:48 p.m.
Supervisor Farrell was noted absent at 5:36 p.m. and noted present at 5:51 p.m.

SPECIAL ORDER 4:00 P.M.

120691 [Public Hearing - Appeal of a Final Environmental Impact Report - Beach Chalet Athletic Fields Renovation Project]

Hearing of persons interested in or objecting to the Planning Commission's decisions, dated May 24, 2012, Certification of a Final Environmental Impact Report identified as Planning Case No 2010.0016E, through its Motion No. 18637, for the proposed renovation of the Beach Chalet Athletic Fields, an approximately 9.4-acre public sports facility located at 1500 John F Kennedy Drive, along the western edge of Golden Gate Park. The project entails the replacement of existing grass turf fields with synthetic turf, installation of field lighting, renovation of the existing restrooms building, installation of player benches and seating, and construction of other modifications for parking, circulation, and spectator amenities to improve the overall conditions of the facility and increase the amount of play time available on the athletic fields. (District 1) (Appellants: Richard Toshiyuki-Drury on behalf of San Francisco Ocean Edge, Sierra Club-San Francisco Bay Chapter, Golden Gate Audubon, Sunset Park Side Education & Action Committee, the Richmond Community Association, Golden Gate Park Preservation Alliance, and Katherine Howard, ASLA) (Filed June 12, 2012)

The President inquired as to whether any member of the public wished to address the Board. Richard Toshiyuki-Drury (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Kelley Watts; George Wooding; John Sargent; Gabriel Lampert; Barbara Lewindale; Male Speaker; Male Speaker; Lisa Seward; Mark Massara; Nathanial Stookey; Roland Campos; Male Speaker; Charlotte Hennessy; David Romano; Tehmina Khan; Jason Youngwright; Julie McClips; Male Speaker; Freddie; Belle Lewis; Hiroshi Fukuda; Kathleen McCowan; Suzanne Dumont; Arthur Feinstein; Christine McPharson; Marilyn Kohn; Female Speaker; Mike Lynet; Angeliqua; Kathleen Stern; Female Speaker; Shawna McGrew; Manum Pinchuk; Rupert Clayton; Yope Posthumus; Linda Shaffer; Bill Gallagher; Jean Banish; Terry Rollen; Karen Anderson; Susie Gerhard; Eden Molias; Mark Gould; Male Speaker; Nathan Dan; Steve Begley; Ellen Koivisto; Female Speaker; Emil Lawrence; Sue Ann Landers; Female Speaker; Isabel Wade; Denis Mosgofian; Greg Miller; Female Speaker; Charles Denefil; Andrea O'Leary; Nancy Wuerful; Walter Paulson; Female Speaker; Martha Hoffman; Michelle Welsh; Rob Robbins; Eric Brookes; Peter Warfield; Juicye Edmund; Female Speaker; Anne Clerk; Jeff Hass; Maryanne Miller; Cathryn Howard; spoke in support of the appeal. Don Lewis, Sarah Jones (Planning Department), Dana Ketcham, Dawn Kamalanathan, Dan Mauer (Recreation and Park Department), and Marlena Byrne (City Attorney's Office) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Phil Ginsburg, General Manager, and Dawn Kamalanathan, Dan Mauer (Recreation and Park Department), speaking as project sponsors, provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Greg Suhr, Chief of Police, responded to questions raised throughout the discussion. Dr. Ellie Koss; Lisa Schreiber; Jake; Ben Gordaine; Steve Porlay; Talia; Michaela; Emily; Sarah; Niya; Alex Petintay; David Noe; Juan Gonzalez; Johanna Thomashefski; Female Speaker; Jessica Redwhile; Jona; Martin; John Zawinski; Eric Canton; Wyatt Canton; Kurt Brodenburgh; Kim Brodenburgh; Barbara Elliott; Aaron Pressure; Rich Gallidas; Serio Sullivan; Tim Colton; Tsing Tao; Greg Pullen; Female Speaker; Marcello Rodriguez; Pat Maren; Richard Ross; Abraham Simmons; Cynthia Barberra; Herron Jones; Demay Wong; Steve Szemanivich; Josh Crandle; Jaimie Arbonardo; Ron Dudeum; Prinada Scott; Don Callens; Rich Fern; Jill Landsbury; Male Speaker; Bill Bronson; Leo Cassidy; Donner Cassidy; John McCormick; Joe Dugan; Canal Camacho; Lydie Baffil; Ollie; Female Speaker; Pat Murphy; Collin Schmidt; Matt Weady; spoke in support of the project and in opposition to the appeal. Richard Toshiyuki-Drury (Appellant) provided a rebuttal and further requested the Board to approve the appeal. Marlena Byrne (City Attorney's Office), Phil Ginsburg, General Manager, and Dana Ketchum (Recreation and Park Department), responded to further questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

120692 **[Affirming FEIR Certification - Beach Chalet Athletic Fields Renovation Project]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Beach Chalet Athletic Fields Renovation Project.

Motion No. M12-079

Supervisor Mar, seconded by Supervisor Chu, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Noes: 1 - Olague

120693 **[Reversing FEIR Certification - Beach Chalet Athletic Fields Renovation Project]**
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Beach Chalet Athletic Fields Renovation Project.

Supervisor Mar, seconded by Supervisor Chu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Noes: 1 - Olague

120694 **[Preparation of Findings to Reverse FEIR Certification - Beach Chalet Athletic Fields Renovation Project]**
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Beach Chalet Athletic Fields Renovation Project.

Supervisor Mar, seconded by Supervisor Chu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Noes: 1 - Olague

SPECIAL ORDER 4:00 P.M.

120696 **[Public Hearing - Appeal of a Final Environmental Impact Report - Transit Center District Plan and Transit Tower]**
Hearing of persons interested in or objecting to the Planning Commission's decisions, dated May 24, 2012, Certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0558E and 2008.0789E, through its Motion No. 18628, for a proposed area plan and associated rezoning of 145 acres roughly bounded by Market Street, Steuart Street, Folsom Street, and a line East of Third Street, and for construction of an office tower up to 1,070 feet tall on the south side of Mission Street between Fremont Street and First Street - Transit Center District Plan and Transit Tower. (Appellant: Sue Hestor on behalf of Save Our Parks Sunlight Coalition) (Filed June 13, 2012)

The President indicated receipt of a letter dated July 6, 2012, from the Appellant withdrawing their appeal. The President inquired as to whether any member of the public wished to address the Board. There were no speakers. The President declared the public hearing closed.

HEARD AND FILED

120697 **[Affirming FEIR Certification - Transit Center District Plan and Transit Tower]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Transit Center District Plan and Transbay Joint Power's Authority Transit Tower Project. (Clerk of the Board)

Motion No. M12-078

Supervisor Kim, seconded by Supervisor Avalos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120698 **[Reversing FEIR Certification - Transit Center District Plan and Transit Tower]**
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Transit Center District Plan and Transbay Joint Power's Authority Transit Tower Project.

Supervisor Kim, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120699 **[Preparation of Findings to Reverse FEIR Certification - Transit Center District Plan and Transit Tower]**
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Transit Center District Plan and Transit Tower FEIR.

Supervisor Kim, seconded by Supervisor Avalos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 4:00 P.M.

120726 **[Public Hearing - Appeal of the Historic Preservation Commission's Decision on a Certificate of Appropriateness for City Landmarks Nos. 257 (Richardson Hall), 258 (Woods Hall), and 259 (Woods Hall Annex) - 55 Laguna Street]**
Hearing of persons interested in or objecting to the Historic Preservation Commission's decision, dated May 16, 2012, approving the Certificate of Appropriateness identified as Planning Case No. 2012.0033A, by its Motion No. 0157 to rehabilitate Richardson Hall (Landmark No. 257) for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall (Landmark No. 258) for use as housing; and to rehabilitate Woods Hall Annex (Landmark No. 259) for use as a community center located at 55 Laguna Street. (District 8) (Appellant: Cynthia Servetnick on behalf of Save the Laguna Street Campus) (Filed June 15, 2012)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Hearing be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to July 31, 2012.

120727 **[Affirming Approval of a Certificate of Appropriateness for Proposed Rehabilitation of Richardson Hall, Woods Hall, and Woods Hall Annex]**

Motion affirming the approval by the Historic Preservation Commission of a Certificate of Appropriateness to rehabilitate Richardson Hall for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall for use as housing; and to rehabilitate Woods Hall Annex for use as a community center.

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120728 **[Reversing Approval of a Certificate of Appropriateness for Proposed Rehabilitation of Richardson Hall, Woods Hall, and Woods Hall Annex]**

Motion reversing the approval by the Historic Preservation Commission of a Certificate of Appropriateness to rehabilitate Richardson Hall for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall for use as housing; and to rehabilitate Woods Hall Annex for use as a community center. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
Eugene Gordon Jr.; expressed various concerns.
Peter Warfield; expressed concerns relating to the SF Public Library and Bernal Heights Library Mural.
Mattie Scott; expressed concerns relating to human services and solving child homicides and violence in the community.
Larry Felson; expressed various concerns.
Male Speaker; expressed various concerns relating to safety threats.
Kathy Collyer; expressed various concerns relating to racism.
Edmond Juicye; expressed various concerns.
Charles Pitts; expressed various concerns relating to community housing.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120545 **[Pier 29 Fire - Declaration of Emergency and Authorization for Emergency Contracts]**

Sponsors: Mayor; Chiu

Resolution: 1) declaring an emergency under Administrative Code Section 6.60(A) relating to the June 20, 2012, fire at Pier 29; 2) approving emergency contracts entered into by the Port of San Francisco in accordance with Administrative Code Section 6.60; and 3) directing the Port of San Francisco to take all necessary and appropriate measures to perform repair work to Pier 29 in the most expeditious manner.
(Fiscal Impact)

Resolution No. 257-12

ADOPTED

120652 **[Support for Assembly Bill 1856 - Establishment of Required Lesbian, Gay, Bisexual, and Transgender Cultural Competency Trainings for Caregivers of Foster Youth]**

Sponsors: Wiener; Campos and Olague

Resolution urging the Mayor and San Francisco Board of Supervisors to support Assembly Bill 1856, which would require caregivers of foster youth to be trained in cultural competency and best practices for providing adequate care for lesbian, gay, bisexual, transgender, queer, and questioning youth.

Resolution No. 258-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Introduced by a Supervisor or the Mayor

Ordinances

111374 [Planning Code - Creating a New Definition of Student Housing]
Sponsor: Wiener

Ordinance amending the San Francisco Planning Code by: 1) adding a new Section 102.36 to create a definition of Student Housing; 2) amending Section 124 to create a new subsection (k), to permit additional square footage above the floor area ratio limits for student housing projects in buildings in the C-3-G and C-3-S Districts, that are not designated as significant or contributory pursuant to Article 11; 3) amending Section 135(d)(2) to adjust the minimum open space requirements for dwelling units that do not exceed 350 square feet, plus a bathroom; 4) amending Section 207.6(b)(3) to exempt student housing from the unit mix requirement in RTO, NCT, DTR and Eastern Neighborhoods Mixed Used Districts; 5) amending Section 307 to permit the conversion of student housing into residential uses, when certain conditions are met; 6) amending Section 312 to require notice for a change of use to group housing; 7) amending Section 317 to prohibit the conversion of residential units into student housing, except in specified circumstances; 8) amending Section 401 to make conforming amendments; 9) amending Section 415.3 to make conforming amendments and to simplify the monitoring responsibilities of the Mayor's Office of Housing; 10) amending Tables 814, 840, 841, 842, and 843 to make conforming amendments; and 11) making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. (Planning Department)

12/15/11; RECEIVED FROM DEPARTMENT.

01/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/9/2012.

02/02/12; RESPONSE RECEIVED.

03/27/12; REFERRED TO DEPARTMENT.

03/27/12; RESPONSE RECEIVED.

07/10/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120665 [Planning Code - Transit Center District Plan]
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending the San Francisco Planning Code by amending and adding sections consistent with the Transit Center District Plan, including the establishment of the Transit Center District Plan open space and transportation fees and the expansion and renaming of the New Montgomery-Mission-Second Street Conservation District; and 2) making findings, including environmental findings and findings of consistency with the General Plan, as proposed for amendment, and Planning Code Section 101.1.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

06/28/12; NOTICED.

07/10/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120666 [Zoning Map - Transit Center District Plan]
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending City and County of San Francisco Zoning Maps Sheets ZN01, HT01, SU01, and PD01 to revise use districts and height and bulk districts within the Transit Center District Plan Area, to place certain properties in the Transit Center C-3-O(SD) Commercial Special Use District, and to add properties into the New Montgomery-Mission-Second Street Conservation District; 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

07/06/12; NOTICED.

07/10/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120750 [Administrative Code - Retention of Progressive Payments for Public Works Construction Contracts]
Sponsors: Mayor; Chu
Ordinance amending the San Francisco Administrative Code Section 6.22(J) to reduce the amount of retention withheld from progress payments in construction contracts from ten to five percent; and to make minor clarifying corrections.

07/10/12; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 8/9/2012.

120751 [Appropriating $502,200,000 of Proceeds from the Sale of Bonds for Capital Improvement Projects to the Airport Commission - FY2012-2013]
Sponsors: Mayor; Chiu
Ordinance appropriating $502,200,000 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2012-2013, and placing the total appropriation of $502,200,000 on Controller's Reserve pending sale of the bonds.
(Fiscal Impact)

07/10/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/9/2012.

120754 [Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2013]
Sponsor: Chu
Ordinance amending the San Francisco Administrative Code, Chapter 16, Article XV, Part 1, Section 16.703 regarding Board approval of health service system plans and contribution rates.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Resolutions

120755 [Establishing Monthly Contribution Amount - Health Service Trust Fund]
Sponsor: Chu
Resolution establishing monthly contribution amount to Health Service Trust Fund.
(Fiscal Impact)

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120756 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - $117,819]
Sponsor: Campos
Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of $117,819 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120757 [Multifamily Housing Revenue Note - Ridgeview Terrace Apartments - 140 Cashmere Street - Not to Exceed $20,000,000]
Sponsor: Cohen
Resolution authorizing the issuance and delivery of a multifamily housing revenue note in a principal amount not to exceed $20,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 101-unit multifamily residential rental housing project known as Ridgeview Terrace Apartments located at 140 Cashmere Street; approving the form of and authorizing the execution of a funding loan agreement; approving the form of and authorizing the execution of a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving issuance of the note following a public hearing; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this resolution; and ratifying and approving any action heretofore taken in connection with the note and the project.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120758 [Contract Modification - Tenderloin Housing Clinic - Master Lease Housing Services - Not to Exceed $91,070,856]
Sponsor: Mayor
Resolution approving the contract modification between the City and County of San Francisco and the Tenderloin Housing Clinic to provide master lease housing for formerly homeless single adults at the Mayfair Hotel for the period of August 1, 2011, to June 30, 2015, in the amount of $93,070,856.
(Fiscal Impact)

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120759 [Airport Capital Plan Bonds - $502,200,000]
Sponsors: Mayor; Chiu
Resolution approving the issuance of up to $502,200,000 aggregate principal amount of San Francisco Airport Commission Capital Plan Bonds; and approving certain related matters

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120760 [Accept and Expend Grant - Implementing New Directions in HIV Prevention - $545,759]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $545,759 from Public Health Foundation Enterprises, Inc., to participate in a program entitled "Implementing New Directions in HIV Prevention in San Francisco A Comprehensive" for the period of September 30, 2011, through September 29, 2012.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120761 [Urging the Mayor and Other City Officials Not to Implement a Version of New York City's Stop and Frisk Policy in San Francisco]
Sponsors: Cohen; Chiu, Avalos, Mar and Olague
Resolution urging the Mayor, Board of Supervisors, and other City Officials including the Chief of Police, not to pursue implementing a version of New York City's Stop and Frisk Policy in San Francisco.

07/10/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120762 [Accept and Expend Grant - Addressing Syndemics through Program Collaboration and Service Integration - $298,144]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $298,144 from Public Health Foundation Enterprises, Inc., to participate in a program entitled "Addressing Syndemics through Program Collaboration and Service Integration" for the period of September 30, 2011, through September 29, 2012.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests for Hearing

120763 [Hearing - Homicides and Gun Violence in the Oceanview, Merced Heights, Ingleside (OMI) and Southeast Neighborhoods]
Sponsors: Avalos; Cohen
Hearing on the spike in homicides and gun violence in the Oceanview, Merced Heights, Ingleside (OMI), and Southeast neighborhoods and on the City's coordinated and concerted response, including presentations from the Mayor's Office, District Attorney, Police Department, Department of Public Health, Department of Children, Youth, and Families, and Mayor's Office of Housing and Community Development.

07/10/12; RECEIVED AND ASSIGNED to Public Safety Committee.

120764 [Hearing - Kezar Gardens]
Sponsor: Olague
Hearing requesting presentations from departments, including the Recreation and Park Department, to discuss programmatic decisions and the implementation strategy regarding the Kezar Gardens site.

07/10/12; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Introduced by the President at the Request of a Department

Pursuant to Section 2.8 of the Rules of Order of the Board of Supervisors, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.

PROPOSED ORDINANCES

120463 [General Plan - 2012 Community Safety Element Update]
Sponsor: Wiener
Ordinance amending the San Francisco General Plan by adopting the 2012 Community Safety Element update; and making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b). (Planning Commission)

06/20/12; RECEIVED FROM DEPARTMENT.

07/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/20/2012.

120689 [Administrative Code - Aviation Support Services/Airport Leases]
Ordinance amending the San Francisco Administrative Code Section 2A.173 to authorize the Airport Commission to enter into leases with entities providing aviation support services without competitive bidding for a term not to exceed 10 years. (Airport Commission)
(Fiscal Impact)

06/29/12; RECEIVED FROM DEPARTMENT.

07/10/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/29/2012.

PROPOSED RESOLUTION

120687 [Contract Amendment - Treasure Island Development Authority - AMEC Geomatrix, Inc. - Not to Exceed $2,037,400]
Resolution retroactively approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to extend the term through June 30, 2013, and to increase the not to exceed amount to $2,037,400. (Treasure Island Development Authority)
(Fiscal Impact)

06/25/12; RECEIVED FROM DEPARTMENT.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriam

Scott Alan Shoaf - Supervisor Scott Wiener

ADJOURNMENT

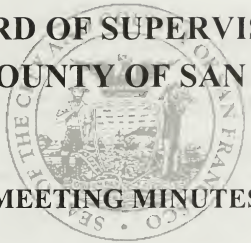
There being no further business, the Board adjourned at the hour of 11:37 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 4, 2012.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO



MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 20 2013

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 17, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll, Supervisor Mar was noted absent. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar was noted present at 2:08 p.m.

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 12, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

120765 [Formal Policy Discussions - July 17, 2012]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District 1, 3, 9, 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Statewide budget cuts to California's education system have been catastrophic. The San Francisco School District faces up to $83.8 million in cuts over the next two years, representing a 20% overall decrease in its operating budget. Upcoming summer school offerings are nearly non-existent and class sizes will increase significantly once again next year. 210 layoff notices have been sent to our teachers. We are truly facing a crisis for families with school age children living in San Francisco. Can you tell me what steps your office is taking to help fund San Francisco public schools? (Supervisor Mar, District 1)

2. Four years ago, when I came into office, San Francisco city government had seven email systems when we should have one, three dozen data centers when we should have a handful, and dozens of contracts with the same information technology (IT) vendors when we should have master enterprise agreements. Major IT projects such as JUSTIS, e-Merge, and DBI/Planning permit tracking have been years behind schedule and millions of dollars over budget. Today, the situation has not changed much. At a time when we spend over $200M a year on IT across dozens of decentralized departments, best practices and numerous city reports have repeatedly confirmed the need to centralize and consolidate IT spending and management. Despite our proximity to Silicon Valley, our city's IT system is stuck in the 1990s. What can we do to bring our city's information technology into the 21st century? (President Chiu, District 3)

3. At the Land Use & Economic Development Hearing on July 9, 2012, the Director of the Health Services System (HSS), Catherine Dodd, explained that California Pacific Medical Center's (CPMC) refusal to charge HSS out of network patients the same rate as HSS in network patients will undermine the competing Accountable Care Organizations (ACO) that she is trying to build. Director Dodd also explained that building the competing ACOs are one of her main strategies to control Health Care Costs for the City. What is your strategy for controlling Health Care Costs given CPMC's unwillingness to follow other San Francisco non-profit hospitals like Dignity Health and UCSF, and charge the same rate for in and out of network HSS patients? (Supervisor Campos, District 9)

4. Since the beginning of the year, the Oceanview, Merced Heights, Ingleside (OMI) neighborhoods in District 11 have experienced a spike in homicides, starting with the brutal murder of a family of five on Howth Street in March. Since that time there have been another four homicides, impacting the African American community. In addition to these murders, there have been accounts of increased violence and shootings throughout the OMI. Not since 2008 has District 11 suffered from this level of violence. In 2009, my office initiated a process to bring together residents, City agencies, youth, and local organizations to foster community development efforts. These have led to better relationships between these sometimes disparate groups, which allowed us to work cooperatively on community grant-making, community driven neighborhood beautification, youth development opportunities, and senior support services. I am interested in working with you collaboratively. What are you doing to immediately address violence in the OMI and what is your vision in the long term to develop the OMI's and especially the African American community's resilience and capacity to address these concerns? Specifically, I am interested in working with you on proposals that do not violate people's 4th Amendment rights as a stop and frisk policy will very likely to do. I will be scheduling a hearing in the Public Safety Committee to discuss the spike in homicides, and I hope that you, your public safety staff, relevant City agencies, and the Police Department will participate and offer ideas for collaborative solutions to the violence. (Supervisor Avalos, District 11)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

There were no items.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

120591 [Proposed Budget and Annual Appropriation Ordinance FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)

Supervisor Elsbernd, seconded by Supervisor Kim, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE to increase attrition savings with associated fringe benefits in the Board of Supervisors' budget by $214,000, equivalent in value to two Board Aides, and increase the District Project Fund by $214,000 in the FY2012-2013 budget. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120592 [Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120593 [Treasure Island Development Authority Budget - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving the budget of the Treasure Island Development Authority for FY2012-2013 and FY2013-2014.

Resolution No. 268-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120596 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); and food services (Sheriff).

Resolution No. 267-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120673 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following service: custodial services (General Services Agency-City Administrator).

Resolution No. 266-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120597 [Police Code - Increase Permit and License Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Police Code Sections 2.26 and 2.27 to: 1) update the fees to reflect prior cost of living adjustments; 2) increase the permit application fee for commercial parking permits; and 3) increase license fees to include cost recovery for the Tax Collector's Office; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120604 [Health Code - Patient Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120606 [Administrative Code - Plan Review and Site Inspection to Ensure Compliance with Federal Disability Laws Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code Section 2A.22.1 to revise and increase the fees charged to City administered or City funded construction projects for plan review and site inspection by the Mayor's Office on Disability for compliance with federal disability access laws; and making environmental findings and findings of consistency with the General Plan.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120607 [Fire Code - Fire Department Service Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code Sections 113.10 and 113.21 to increase fees for certain Fire Department services; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120608 [Park Code - Consolidating Golf Course Provisions and Increasing Certain Golf Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code Article 12 to: 1) consolidate golf course provisions into a single series of new Sections 12.12 through 12.12.6; and 2) increase certain fees at San Francisco municipal golf courses; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120609 [Park Code - Professional Tennis Lesson Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, Section 12.41 to: 1) increase rates for professional tennis lessons on park property; and 2) set two-tier pricing based on instructor certification level; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120638 [Business and Tax Regulations and Health Codes - Food Product and Marketing Establishment License Fees]
Sponsor: Mayor
Ordinance amending: 1) the San Francisco Business and Tax Regulations Code Sections 248 and 249.1; and 2) the San Francisco Health Code Sections 440 and 451 relating to fees for food product and marketing establishment licenses issued by the Department of Public Health.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120595 [Adjusting the Access Line Tax with the Consumer Price Index of 2012]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2012, and adjusting the Access Line Tax by the same rate.

Resolution No. 265-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120598 [Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014.

Resolution No. 264-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120599 [Contract Modification - Children's Council of San Francisco - Child Care Services - Not to Exceed $240,869,365]
Sponsor: Mayor
Resolution approving the contract modification between the City and County of San Francisco and the Children's Council of San Francisco to provide childcare services for the period of July 1, 2012, to June 30, 2017, for an amount not to exceed $240,869,365.
(Fiscal Impact)

Resolution No. 269-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120600 **[Contract - Conard House, Inc. - Housing First Program - Not to Exceed $19,142,302]**

Sponsor: Mayor

Resolution retroactively approving the contract between the City and County of San Francisco and Conard House, Inc., to provide master-leased housing under its Housing First Program to formerly homeless single adults and Money Management Services to frail and elderly senior citizens for the period of April 1, 2012, to June 30, 2017, for an amount not to exceed $19,142,302.

Resolution No. 270-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120602 **[Contract - Episcopal Community Services - Safety Net Services - Not to Exceed $76,016,410]**

Sponsor: Mayor

Resolution approving the contract between the City and County of San Francisco and Episcopal Community Services to provide various safety net services to homeless, formerly homeless, and frail and elderly senior citizens in San Francisco for the period from July 1, 2012, to June 30, 2017, for an amount not to exceed $76,016,410.

Resolution No. 271-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120603 **[Contract - St. Vincent De Paul Society - Emergency Shelter Services - Not to Exceed $20,482,985]**

Sponsor: Mayor

Resolution approving the contract between the City and County of San Francisco and St. Vincent De Paul Society to provide emergency shelter services to homeless citizens in San Francisco, for the period from July 1, 2012, to June 30, 2017, for an amount not to exceed $20,482,985.

Resolution No. 279-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120605 **[Accept and Expend - Department of Public Health Recurring State Grant Funds - FY2012-2013]**

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2012-2013.

Resolution No. 278-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120640 [Expenditures from the Budget Savings Incentive Fund - FYs 2012-2013 and 2013-2014]
Sponsor: Mayor
Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2012-2013 and 2013-2014.

Resolution No. 263-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120641 [Public Education Enrichment Fund - San Francisco Unified School District - FY2012-2013]
Sponsor: Mayor
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

Resolution No. 262-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120642 [Public Education Enrichment Fund - Children and Families Commission - FY2012-2013]
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

Resolution No. 261-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Government Audit and Oversight Committee

120525 [General Obligation Bond Election - San Francisco Clean and Safe Neighborhood Parks - $195,000,000]

Sponsors: Mayor; Chu, Mar, Farrell, Chiu, Elsbernd, Wiener, Campos, Cohen, Kim and Olague

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2012, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: $195,000,000 for the construction, reconstruction, renovation, demolition, environmental remediation and/or improvement of park, open space, and recreation facilities and all other structures, improvements, and related costs necessary or convenient for the foregoing purposes and paying all other costs necessary and convenient for effectuating those purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefore by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; making environmental findings and findings of consistency with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.
(Fiscal Impact)

Ordinance No. 161-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Land Use and Economic Development Committee

120404 [Administrative Code - Urban Agriculture Program]

Sponsors: Chiu; Avalos, Olague, Mar, Cohen and Campos

Ordinance amending the San Francisco Administrative Code by adding Sections 53.1 through 53.4 to: 1) establish an Urban Agriculture Program to oversee and coordinate all of the City's Urban Agriculture activities; and 2) adopt goals for the City related to Urban Agriculture.

Ordinance No. 162-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

120302 [Accept and Expend Grant - Ferry System Interoperability Enhancements - $1,495,727]

Sponsor: Elsbernd

Resolution authorizing the Port of San Francisco to accept and expend $1,495,727 in grant funding consisting of a grant in the amount of $1,121,795 from the Department of Homeland Security, 2009 Port Security Grant Program for Ferry System Security Interoperability Enhancements at the Port of San Francisco, and $373,932 from the Metropolitan Transportation Commission as a match.

Resolution No. 260-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120530 [Ground Lease - Retention and Expansion of the San Francisco Wholesale Produce Market]

Sponsors: Mayor; Cohen and Chu

Resolution: 1) authorizing a lease of real property and improvements known as the San Francisco Wholesale Produce Market, near 2095 Jerrold Avenue, to the San Francisco Market Corporation, including the lease of the property at 901 Rankin Street; 2) adopting findings pursuant to the California Environmental Quality Act; 3) adopting findings that the transactions contemplated are consistent with the City's General Plan and Eight Priority Policies of the City's Planning Code; and 4) authorizing the City Administrator, or designee, to execute documents, make certain modifications, and take certain actions in furtherance of this resolution.
(Fiscal Impact)

Resolution No. 280-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120568 [Accept and Expend Grant - FY2011 Regional Catastrophic Preparedness Grant Program Grant - $1,281,976]

Sponsor: Mayor

Resolution authorizing the Department of Emergency Management, on behalf of the City and County of San Francisco, serving as the primary grantee for the Regional Catastrophic Preparedness Grant Program (RCPGP) Bay Area Site, and as fiscal agent for the Urban Areas Security Initiative Approval Authority, to retroactively accept and expend a FY2011 RCPGP grant in the amount of $1,281,976 from the U.S. Department of Homeland Security through the California Emergency Management Agency to enhance emergency planning within the Bay Area region.

Resolution No. 259-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120581 **[Agreement - Serco, Inc. - Parking Meter Management System - Not to Exceed $46,410,974]**

Resolution authorizing the San Francisco Municipal Transportation Agency to execute an agreement with Serco Inc. for parking meter coin collection, counting, and support services for an amount not to exceed $46,410,974 and for a term of five years, with an option to extend the term for up to an additional four years. (Municipal Transportation Agency)
(Fiscal Impact)

Resolution No. 272-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120582 **[Contract Amendment - Construction Management Services for the Bay Division Region Required for the Water System Improvement Program Projects - $26,500,000]**

Resolution authorizing an amendment to the San Francisco Public Utilities Commission contract CS-914 for Construction Management Services with Jacobs Engineering Group, Inc., to be provided on projects in the Water System Improvement Program, and authorizing the General Manager to execute this amendment, increasing the agreement by $1,500,000 for a total agreement amount of $26,500,000 and adopting findings pursuant to the California Environmental Quality Act. (Public Utilities Commission)

Resolution No. 273-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120611 **[Funding Agreement to Fund Acquisition of Nolan Ranch Conservation Easement and Endowment Agreement to Fund Compliance Monitoring of the Conservation Easement]**

Resolution: 1) authorizing, pursuant to Charter Section 9.118(b)(i), a Funding Agreement with The Nature Conservancy and Santa Clara County under which the City would contribute one third of the funds, up to $900,000, for Santa Clara County to acquire the Nolan Ranch and create a conservation easement of which the City would be a third-party beneficiary, and (ii) an Endowment Agreement under which the City would provide a permanent endowment of $125,000 to fund The Nature Conservancy's monitoring of compliance with the conservation easement; and 2) authorizing the General Manager of the Public Utilities Commission to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Public Utilities Commission)

Resolution No. 274-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120644 [Design Agreement Amendment - Laguna Honda Hospital Replacement Program - $53,980,239]

Sponsor: Elsbernd

Resolution authorizing the Director of Public Works to execute an amendment to the design agreement for the Laguna Honda Hospital Replacement Program increasing the contract amount from $51,276,867 to $53,980,239.

Resolution No. 275-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the City Operations and Neighborhood Services Committee

120643 [Liquor License Transfer - 398-12th Street]

Resolution determining that the premises to premises transfer of a Type 48 on-sale general public premises liquor license from 2700-16th Street to 398-12th Street (District 6) to Mark E. Rennie for Double Rainbow, LLC, dba Roadhouse Tavern, will serve the convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Supervisor Kim, seconded by Supervisor Wiener, moved that this Resolution be RE-REFERRED to the City Operations and Neighborhood Services Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Land Use and Economic Development Committee

120709 [Issuance and Delivery - Multifamily Housing Revenue Note - 121 Golden Gate Avenue Senior Community Housing - Not to Exceed $25,370,000]

Sponsor: Kim

Resolution authorizing the issuance and delivery of a multifamily housing revenue note in a principal amount not to exceed $25,370,000 for the purpose of providing financing for the acquisition and construction of a 90-unit multifamily rental housing project known as 121 Golden Gate Avenue Senior Community; approving the form of and authorizing the execution of a funding loan agreement; approving the form of and authorizing the execution of a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving issuance of the note following a public hearing; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this resolution; and ratifying and approving any action heretofore taken in connection with the note and the project.

Resolution No. 276-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Rules Committee

120732 [Reappointment, Planning Commission - Michael Antonini]

Motion approving/rejecting the Mayor's nomination of Michael Antonini to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 2, 2012.)

Supervisor Cohen, seconded by Supervisor Wiener, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120733 [Appointment, Planning Commission - Richard Hillis]

Motion approving the Mayor's nomination of Richard Hillis to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

Motion No. M12-081

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120734 [Reappointment, Planning Commission - Cindy Wu]

Motion approving the President of the Board of Supervisors, Supervisor David Chiu's nomination of Cindy Wu to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 6, 2012)

Supervisor Elsbernd, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to July 24, 2012. The motion FAILED by the following vote:

Ayes: 3 - Cohen, Elsbernd, Farrell

Noes: 8 - Avalos, Campos, Chiu, Chu, Kim, Mar, Olague, Wiener

Motion No. M12-082

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120725 **[Hearing - Charter Amendments - Ranked-Choice Voting and Run-Off Elections]**
Hearing to consider Charter Amendments to amend the Charter of the City and County of San Francisco by: 1) amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections. 2) amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor; and 3) amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the amendments of the proposed Charter Amendment as referenced in File Nos. 120219, 120273, and 120274. Ray Hartz; Chris Bolman; Judy Belcher; Dave Kadlecek; Joan Strasser; Larry Juicye Edmond; David Kerry; Jack; Christopher Dai; Linda Chapman; Dave Robinson; Emil Lawrence; Richard Winger; Ana Conda; Male Speaker; Walter Paulson; Male Speaker; Male Speaker; Male Speaker; Male Speaker; Francisco Da Costa; expressed concerns relating to the amendments of the proposed Charter Amendment. There were no other speakers.

HEARD AND FILED

Committee of the Whole Adjourn and Report

From the Rules Committee Without Recommendation

120219 **[Charter Amendment - Replacing Ranked-Choice Voting for City-Wide Offices with Run-Off Elections]**
Sponsors: Farrell; Chu, Cohen, Elsbernd, Olague and Wiener
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections.

Supervisor Olague, seconded by Supervisor Farrell, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Board

120723 [Charter Amendment - Incorporating Run-Off Elections into Ranked-Choice Voting for Office of Mayor]

Sponsor: Chiu

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor.

Supervisor Olague, seconded by Supervisor Farrell, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120724 [Charter Amendment - Replacing Ranked-Choice Voting for Mayor with Run-Off Elections]

Sponsors: Olague; Farrell

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections.

Supervisor Olague, seconded by Supervisor Farrell, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120686 **[Hearing - Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]**

Hearing of persons interested in or objecting to the Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions: 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance (File No. 120670). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the street vacation as referenced in File No. 120670. John Updike, Acting Director (Real Estate Division) provided an overview of the street vacation. Francisco Da Costa: expressed concerns relating to the street vacation. There were no other speakers.

HEARD AND FILED

Committee of the Whole Adjourn and Report

Recommendation of the Land Use and Economic Development Committee

120670 [Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]

Sponsor: Cohen

Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 4:00 P.M.

120262 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 1100 Lombard Street]

Hearing of persons interested in or objecting to the decision of the Planning Department's determination dated February 3, 2012, that a project located at 1100 Lombard Street (Building Permit Application No. 2012.02.03.3472) is exempt from environmental review under the California Environmental Quality Act. The proposal would create a new firewall on the 1100 Lombard Street property (Assessor's Block No. 0069, Lot No. 081). (District 2) (Appellant: Christa Shaw on behalf of the John Sperling 1994 Irrevocable Trust, owner of 2323 Hyde Street) (Filed March 20, 2012). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Hearing be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to September 4, 2012, at 2:30 p.m.

120263 [Affirming the Exemption Determination - 1100 Lombard Street]
Motion affirming the determination by the Planning Department that the project located at 1100 Lombard Street is exempt from environmental review. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120264 [Reversing the Exemption Determination - 1100 Lombard Street]
Motion reversing the determination by the Planning Department that the project located at 1100 Lombard Street is exempt from environmental review. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120265 [Preparation of Findings Related to the Exemption Determination - 1100 Lombard Street]
Motion directing the Clerk of the Board to prepare findings related to the appeal of the exemption determination by the Planning Department that the project located at 1100 Lombard Street is exempt from environmental review. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 4:00 P.M.

120549 [Public Hearing - Appeal of a Final Environmental Impact Report - California Pacific Medical Center Long Range Development Plan Project]

Hearing of persons interested in or objecting to the Planning Commission's decision, dated April 26, 2012, Certification of a Final Environmental Impact Report identified as Planning Case No. 2005.0555E, through its Motion No. 18588, for the proposed California Pacific Medical Center Long Range Development Plan Project. (Appellant: Law Offices of Gloria D. Smith on behalf of the California Nurses Association/National Nurses United, Council of Community Housing Organizations, Cathedral Hill Neighbors Association, Bernal Heights Neighborhood Center, Jobs with Justice San Francisco, and San Franciscans for Healthcare, Housing, Jobs and Justice.) (Filed May 16, 2012) (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Gloria Smith and Dr. Mark Aaronson (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Bernie Choden; Mary; Yanika Brooks; Hiroshi Fukuda; Laka; Maria Lerado; Dr. Amy Kelly; Calvin Welch; Linda Chapman; Michael Lyon; Frank Canata; Barbara Sadiks; Jane Sandoval; Sam Perryman; Linda Harris; Carol Razzi; Male Speaker; Male Speaker; Steve Woo; Ryan Thayer; Marlene Morgan; Rachel Ebora; Zach Warzopolis; Alan Fitzpatrick; Edindo Vasquez; Rosa; Lorenzo Listana; Linda Jimenez; Melissa Vedra; Rosemarie Menzano; Tracy Bahayaho; Jesus Perez; Angelica Cabande; David Eliott Lewis; Pam Ellen; Female Speaker; Alex Tom; Dr. George Wu; Ken Barnes; Dr. Michael Treece; Marlena Menses; Roderick; Lois Scott; Paul Damer; Tes Welborn; Paul Kumar; spoke in support of the appeal. Devyani Jain, Viktoriya Wise, John Rahaim, Director, Sue Mikelsen, and Greg Riessen (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Michael Duncheon, Joshua Steinhauer, Tay Via (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Karen Makely; Dr. Elliott Main; Cynthia Molen; Pedro Zamora; Dr. Lory Wiviott; Amanda Perez; Florence Kong; Male Speaker; Jackson Lloyd; Steve Cavallo; Tony Rodriguez; Rev. Timothy Dupree; Joseph Leoncavallo; Steve Nakojo; Female Speaker; Danny Campbell; Male Speaker; Rick Stevens; Dr. Amor Santiago; Brian Webster; Rev. Arnold Townsend; Ray Jew; Michael Theriault; Bruce Sherant; John Jefferson III; Javier Flores; Sarah Pope; Dr. Jeffrey Garner; John Pangrazio; Male Speaker; Bob Kerrigan; Anni Chung; Tara Rey; Eddie Primstock; Keith Wolff; Male Speaker; Matt Lazando; Ana Lazo; Rick Herrero; Ted Fang; Jed Crawford; Helaine Delanini; Fides Manteuffel; Female Speaker; Manny Flores; Joe Hastings; spoke in support of the project and in opposition to the appeal. Gloria Smith (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

120550 [Affirming Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120551 [Reversing Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120552 [Preparation of Findings to Reverse Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMITTEE REPORTS

Recommendation of the Land Use and Economic Development Committee

120675 [Lease of Real Property - Emergency Management and Assessor-Recorder - 711 Van Ness Avenue]
Sponsor: Chiu
Resolution authorizing the lease of 9,800 sq. ft. at 711 Van Ness Avenue for twenty-one months for the Department of Emergency Management and the Office of the Assessor-Recorder. (Fiscal Impact)

Resolution No. 277-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Rules Committee Without Recommendation

120554 [Charter Amendment - San Francisco Housing Trust Fund and Housing Production Incentive Act]

Sponsors: Mayor; Wiener, Olague, Kim, Avalos, Mar, Cohen and Chiu

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.110 to: 1) create a San Francisco Housing Trust Fund by setting aside general fund revenues beginning in FY2013-2014 and ending in FY2042-2043 to create, acquire and rehabilitate affordable housing and promote affordable home ownership programs in the City; and 2) lower and stabilize the impacts of affordable housing regulatory impositions on private residential projects; and to authorize the development of up to 30,000 affordable rental units in the City under Article 34 of the California Constitution.

Supervisor Wiener, seconded by Supervisor Kim, moved that this Charter Amendment be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Ray Hartz; expressed concerns relating to government.
Walter Paulson; shared in song certain concerns with the Board.
Male Speaker; expressed various religious concerns.
Emil Lawrence; expressed various concerns regarding veterans.
Francisco Da Costa, expressed various concerns regarding Supervisors.
Female Speaker; expressed various concerns.
Male Speaker; expressed concerns regarding etiquette during the Board meeting.
Linda Chapman; expressed concerns regarding the Office of Economic and Workforce Development.
Peter Warfield; expressed concerns relating to the SF Public Library.
Larry Edmond Juicye; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120761 **[Urging the Mayor and Other City Officials Not to Implement a Version of New York City's Stop and Frisk Policy in San Francisco]**
Sponsors: Cohen; Chiu, Avalos, Mar and Olague
Resolution urging the Mayor, Board of Supervisors, and other City Officials including the Chief of Police, not to pursue implementing a version of New York City's Stop and Frisk Policy in San Francisco.

Resolution No. 281-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

111047 [Administrative, Campaign and Governmental Conduct Codes - Obligations of Landlords and Small Business Tenants for Disability Access Improvements]
Sponsor: Chiu

Ordinance amending the San Francisco Administrative Code by adding Chapter 38, Sections 38.1 through 38.6, and amending San Francisco Campaign and Governmental Conduct Code Section 3.400, all to require commercial landlords leasing properties to small businesses for use as public accommodations to: 1) bring public restrooms, ground floor entrances to, and exits from, the building into compliance with applicable state and federal disability access laws or to disclose to tenants any noncompliance; 2) inform small business tenants of potential legal and financial liabilities for failure to comply with those laws; 3) include in any new or amended leases a provision addressing the respective obligations of the landlord and small business tenant to bring the leased premises into compliance with those access laws; and 4) to require the City to give priority to building permit applications for work to bring space leased to small business tenants into compliance with those access laws, and making environmental findings.

09/27/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/27/2011.

10/12/11; REFERRED TO DEPARTMENT.

10/13/11; RESPONSE RECEIVED.

12/19/11; RESPONSE RECEIVED.

07/17/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

111371 [Administrative Code - CleanPowerSF Funds and Appropriating $19,500,000 of Available Fund Balance to Support Required Reserves and Creating Special Funds for the CleanPowerSF Program at the Public Utilities Commission]
Sponsor: Campos

Ordinance appropriating $19,500,000 of Hetch Hetchy fund balance at the Public Utilities Commission to support CleanPowerSF Community Choice Aggregation program consistent with the contractual requirements and budgetary authorizations as approved by the San Francisco Public Utilities Commission and the Board of Supervisors and adding Administrative Code Sections 10.100.372 and 10.100.373 to establish the CleanPowerSF Customer Fund and the CleanPowerSF Reserve Fund. (Public Utilities Commission)

12/27/11; RECEIVED FROM DEPARTMENT.

12/27/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

07/11/12; TRANSFERRED to Budget and Finance Sub-Committee.

07/17/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

120241 [Planning Code - Establishing Four Outer Sunset Neighborhood Commercial Districts]

Sponsor: Chu

Ordinance amending the San Francisco Planning Code by: 1) adding Section 739.1 to establish the Noriega Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Noriega Street; 2) adding Section 740.1 to establish the Irving Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Irving Street; 3) adding Section 741.1 to establish the Taraval Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Taraval Street; 4) adding Section 742.1 to establish the Judah Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Judah Street; 5) amending Sections 263.20 and 710.10 of the NC-1 Zoning Control Table to include properties zoned NC-1 along Noriega, Irving, Taraval, and Judah Streets; 6) amending Section 790.124 (trade shops) to remove horsepower and square footage limitations and impose operating conditions regarding noise and odor; 7) amending Sheet ZN05 of the Zoning Map to include the new Neighborhood Commercial Districts; and 8) making environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1.

03/13/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/12/2012

03/19/12; REFERRED TO DEPARTMENT.

05/29/12; RESPONSE RECEIVED.

06/18/12; RESPONSE RECEIVED.

07/17/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120528 [Administrative, Planning Codes - Historical Property (Mills Act) Contracts and Fee Reduction]

Sponsor: Wiener

Ordinance: 1) amending the San Francisco Administrative Code, Chapter 71, entitled "Mills Act Contract Procedures" to: a) amend Section 71.2 to add limitations on eligibility, b) amend Section 71.3 to add application deadlines, c) amend Section 71.4 to add a time limit for receipt of the Assessor-Recorder's report, d) amend Section 71.5 to require use of a standard form contract, and e) adding new Section 71.7 to require departmental monitoring reports; 2) amending the San Francisco Planning Code Section 356 to reduce the application fee for Mills Act contracts; and 3) making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b).

05/15/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/14/2012

05/29/12; REFERRED TO DEPARTMENT.

06/06/12; RESPONSE RECEIVED.

07/16/12; RESPONSE RECEIVED.

07/17/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120770 [Waiver of Temporary Street Space Occupancy Fee for the Ocean Avenue Festival]

Sponsor: Avalos

Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy as part of the Ocean Avenue Arts and Culture Festival on September 15, 2012.

07/17/12; ASSIGNED to Budget and Finance Sub-Committee.

120772 [Health, Transportation Codes - Prohibiting Smoking at Certain Outdoor Events]
Sponsor: Mar
Ordinance amending: 1) the San Francisco Health Code by adding Article 19L to prohibit smoking at outdoor events on property owned by the City and County of San Francisco where approval is required under Article 6 of the San Francisco Transportation Code; 2) the San Francisco Transportation Code by amending Sections 6.2 and 6.7 establishing obligations for producers of outdoor events that require approval for temporary use or occupancy of a public street to notify the public that the event is smoke-free; and 3) making environmental findings.

07/17/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

120773 [Planning Code - Reinstating Liquor License Controls and Establishing Conditional Use Requirement for Limited Restaurants - Union Street Neighborhood Commercial District]
Sponsors: Farrell; Wiener
Ordinance amending the San Francisco Planning Code Section 725.1 to: 1) reinstate controls to prohibit liquor license types 47 and 49 in the Union Street Neighborhood Commercial District; and 2) requiring conditional use authorization for Limited Restaurants; and making environmental findings and findings of consistency with the General Plan.

07/17/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/16/2012.

120774 [Planning Code - Permitting a Five Feet Ground Floor Height Increase for Active Ground Floor Uses in the Castro Street and the 24th Street - Noe Valley Neighborhood Commercial Districts]
Sponsor: Wiener
Ordinance amending the San Francisco Planning Code by: 1) amending Section 263.20 to permit a five feet ground floor height increase for active ground floor uses in the Castro Street and the 24th Street - Noe Valley Neighborhood Commercial Districts; 2) replacing the figure in Section 263.20; 3) amending Sections 715.1 and 728.1 to make reference to this height exception; and 4) making findings including environmental findings and findings of consistency with Planning Code Section 101.1 and the General Plan.

07/17/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/16/2012.

Resolutions

111340 [Contract - Shell Energy North America and Approval of the CleanPowerSF Program]
Sponsor: Campos
Resolution authorizing the Public Utilities Commission, subject to conditions, to launch the CleanPowerSF program, approving local sustainability services for CleanPowerSF customers, and authorizing the General Manager of the Public Utilities Commission to execute a contract with Shell Energy North America for a term of four years and six months for services required to launch the CleanPowerSF program.
(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

07/11/12; TRANSFERRED to Budget and Finance Sub-Committee.

07/17/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

120775 [Affirming Commitment to Ensuring the Long Term Viability and Operation of St. Luke's Hospital]
Sponsors: Campos; Cohen, Olague, Chiu, Mar and Avalos
Resolution recognizing the importance of St. Luke's Hospital and emergency room for the Southeastern Neighborhoods of San Francisco and affirming the Board of Supervisors commitment to working with Mayor Lee, the Department of Public Health, and private hospital corporations that currently operate in San Francisco to ensure the long term viability and operation of this critical institution.

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120776 [Real Property Lease - 10 Lombard Street, Roundhouse Two]
Sponsor: Chiu
Resolution approving Port Commission Lease No. L-15150 with Ammunition, LLC, a California Limited Liability Company, for office space located at 10 Lombard Street, Roundhouse Two, in the Northern Waterfront with a 52 month term.
(Fiscal Impact)

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120777 [Transgender Health Care Inclusion in Healthy San Francisco]
Sponsors: Wiener; Olague, Campos, Avalos, Chiu, Cohen, Mar and Kim
Resolution calling on the San Francisco Department of Public Health to provide medically necessary transition-related care for transgender people and to remove exclusions under the San Francisco Health Care Security Ordinance.

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120778 [Adoption of the Distributed Consortia-Based Option for the California Health Benefit Exchange Board Call Center]
Sponsor: Avalos
Resolution calling on the California Health Benefit Exchange Board (HBEX) to adopt the Distributed Consortia-Based Option (Option 4) for the HBEX Call Center.

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

120653 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on July 31, 2012, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and Fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120785 [Suspending Board Rule 4.29 - Scheduling Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. - September 4, 2012, Board Meeting]

Sponsors: Campos; Avalos, Chiu, Cohen, Mar and Olague

Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. instead of 4:00 p.m. at the September 4, 2012, Board Meeting. (Clerk of the Board)

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

120654 [Public Hearing - Special Assessment of Liens for Assessment of Cost]

Hearing of persons interested in or objecting to the proposed Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

07/17/12; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

120779 [Hearing - San Francisco Municipal Transportation Authority's Mission Bay Parking Strategy]

Sponsors: Kim; Cohen

Hearing of San Francisco Municipal Transportation Authority's Mission Bay Parking Management Strategy and overall SF Park Pilot Program, including integration of community input into Plan.

07/17/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120780 [Hearing - City College of San Francisco's Budget and Current Accreditation Status]
Sponsor: Mar
Hearing on City College of San Francisco's budget and current accreditation status.
07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

120748 [Settlement of Lawsuit - Maura Moylan and Anne Raskin - $762,000]
Ordinance authorizing the settlement of a lawsuit filed by Maura Moylan and Anne Raskin against the City County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives for $762,000; the lawsuit was filed on October 14, 2010, in United States District Court for the Northern District of California, Case No. C10-04700, entitled Maura Moylan and Anne Raskin v. City and County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives. (City Attorney)
07/09/12; RECEIVED FROM DEPARTMENT.
07/17/12; RECEIVED AND ASSIGNED to Rules Committee.

120749 [Settlement of Lawsuit - Candie Mattson - $100,000]
Ordinance authorizing the settlement of a lawsuit filed by Candie Mattson against the City and County of San Francisco, Recreation and Park Department, and Dennis Kern for $100,000 reinstatement of sick leave in the amount of 100 hours, and reinstatement of vacation in the amount of 100 hours; the lawsuit was filed on June 14, 2010, in San Francisco Superior Court, Case No. 10-50073, entitled Candie Mattson v. City and County of San Francisco, Recreation and Park Department, and Dennis Kern. (City Attorney)
07/09/12; RECEIVED FROM DEPARTMENT.
07/17/12; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

120735 [Master Lease Amendment - United States Navy - Treasure Island South Waterfront]
Resolution approving the Twenty Eighth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)
07/02/12; RECEIVED FROM DEPARTMENT.
07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120736 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]

Resolution approving the Thirty Seventh Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120737 [Master Lease Amendment - United States Navy - Treasure Island Marina]

Resolution approving the Sixteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120738 [Master Lease Amendment - United States Navy - Treasure Island Childcare]

Resolution approving the Eighth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy extending the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120739 [Master Lease Amendment - United States Navy - Treasure Island Event Venues]

Resolution approving the Twenty Fourth Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120740 [Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification of the Cooperative Agreement with the United States Navy to extend the Cooperative Agreement from October 1, 2012, to September 30, 2013. (Treasure Island Development Authority)

(Fiscal Impact)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120741 **[Agreement Amendment - Treasure Island Refuse Collection]**
Resolution approving an amendment to the refuse collection agreement between the Treasure Island Development Authority and Golden Gate Disposal and Recycling Company to extend the term and adjust the collection fee for refuse collection services at Treasure Island. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriam

Mary Ramirez - Supervisor David Campos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:54 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 4, 2012.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

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Tuesday, July 24, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 p.m. On the call of the roll, Supervisor Farrell was noted absent. There was a quorum.

Supervisor Farrell Excused from Voting

Supervisor Chu, seconded by Supervisor Campos, moved that Supervisor Farrell be excused from voting. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Chu, moved to approve the Special Board Meeting Minutes of June 18, 2012, at the Budget and Finance Committee Meeting (File Nos. 111255, 120591, 120592, 120593, 120596, 120673, 120640, 120595, 120606), and the Board Meeting Minutes of June 19, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a referendum petition relating to the Zoning Map Amendment of 8 Washington Street Project, further indicating the petition was forwarded to John Arntz, Director of Elections, to begin the certification process.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

120597 [Police Code - Increase Permit and License Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Police Code Sections 2.26 and 2.27 to: 1) update the fees to reflect prior cost of living adjustments; 2) increase the permit application fee for commercial parking permits; and 3) increase license fees to include cost recovery for the Tax Collector's Office, and making environmental findings.

Ordinance No. 166-12

FINALLY PASSED

120604 [Health Code - Patient Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2012.

Ordinance No. 167-12

FINALLY PASSED

120606 [Administrative Code - Plan Review and Site Inspection to Ensure Compliance with Federal Disability Laws Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code Section 2A.22.1 to revise and increase the fees charged to City administered or City funded construction projects for plan review and site inspection by the Mayor's Office on Disability for compliance with federal disability access laws; and making environmental findings and findings of consistency with the General Plan.

Ordinance No. 168-12

FINALLY PASSED

120607 [Fire Code - Fire Department Service Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code Sections 113.10 and 113.21 to increase fees for certain Fire Department services; and making environmental findings.

Ordinance No. 169-12

FINALLY PASSED

120608 **[Park Code - Consolidating Golf Course Provisions and Increasing Certain Golf Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Park Code Article 12 to: 1) consolidate golf course provisions into a single series of new Sections 12.12 through 12.12.6; and 2) increase certain fees at San Francisco municipal golf courses; and making environmental findings.

Ordinance No. 170-12

FINALLY PASSED

120609 **[Park Code - Professional Tennis Lesson Rates]**
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, Section 12.41 to: 1) increase rates for professional tennis lessons on park property; and 2) set two-tier pricing based on instructor certification level; and making environmental findings.

Ordinance No. 171-12

FINALLY PASSED

120638 **[Business and Tax Regulations and Health Codes - Food Product and Marketing Establishment License Fees]**
Sponsor: Mayor
Ordinance amending: 1) the San Francisco Business and Tax Regulations Code Sections 248 and 249.1; and 2) the San Francisco Health Code Sections 440 and 451 relating to fees for food product and marketing establishment licenses issued by the Department of Public Health.

Ordinance No. 172-12

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

120670 **[Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]**
Sponsor: Cohen
Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

Ordinance No. 163-12

FINALLY PASSED

Recommendation of the Public Safety Committee

120677 **[Public Safety Realignment and Post-Release Community Supervision 2012 Implementation Plan]**
Sponsors: Mar; Avalos and Olague
Resolution approving the City and County of San Francisco Public Safety Realignment and Post-Release Community Supervision 2012 Implementation Plan.

Resolution No. 286-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

120591 **[Proposed Budget and Annual Appropriation Ordinance FYs 2012-2013 and 2013-2014]**
Sponsor: Mayor
Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2012, for the FYs ending June 30, 2013, and June 30, 2014.
(Fiscal Impact)

Ordinance No. 164-12

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120592 **[Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]**
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Ordinance No. 165-12

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Recommendation of the Land Use and Economic Development Committee

120191 **[Building Code - Definition of Efficiency Unit]**
Sponsor: Wiener
Ordinance amending the San Francisco Building Code Section 1208.4 to reduce the square footage requirement for Efficiency Dwelling Units in new structures or buildings pursuant to Section 17958.1 of the California Health & Safety Code; and making environmental findings.

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Ordinance be CONTINUED ON FIRST READING to July 31, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

From the Rules Committee Without Recommendation

120554 **[Charter Amendment - San Francisco Housing Trust Fund and Housing Production Incentive Act]**
Sponsors: Mayor; Wiener, Olague, Kim, Avalos, Mar, Cohen and Chiu
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.110 to: 1) create a San Francisco Housing Trust Fund by setting aside general fund revenues beginning in FY2013-2014 and ending in FY2042-2043 to create, acquire and rehabilitate affordable housing and promote affordable home ownership programs in the City; and 2) lower and stabilize the impacts of affordable housing regulatory impositions on private residential projects; and to authorize the development of up to 30,000 affordable rental units in the City under Article 34 of the California Constitution.

Supervisor Chiu requested to be added as a co-sponsor.

ORDERED SUBMITTED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Olague, Wiener
Noes: 2 - Chu, Elsbernd
Excused: 1 - Farrell

Recommendation of the Rules Committee

120732 [Reappointment, Planning Commission - Michael Antonini]
Motion approving/rejecting the Mayor's nomination of Michael Antonini to the Planning Commission term ending July 1, 2016. (Clerk of the Board)
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 2, 2012.)

Supervisor Cohen, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

120487 [Appropriating $155,000,000 of Certificate of Participation Proceeds for the Department of War Memorial in FY2012-2013]
Sponsors: Mayor; Olague and Chiu
Ordinance appropriating $155,000,000 of Certificate of Participation for the Veterans Building Seismic Upgrade and Improvement Project of the Department of War Memorial for FY2012-2013. (Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120540 [Airport Concession Leases - Subway, Jalapeno Grill, Guava & Java, and Mission Bar & Grill]
Resolution approving Amendment No. 2, to Domestic Terminal Food and Beverage Lease No. 03-0185 with Baysubway Airport (Subway); No. 03-0187 with Luna Azul Corporation (Jalapeno Grill); No. 03-0191 with Guava & Java (SFO), Inc. (Guava & Java); and No. 03-0199 with Burger Joint, Inc. (Mission Bar & Grill), and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 282-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120583 **[Real Property Lease Expansion - KLW, LLC - 3120 Mission Street]**
Resolution authorizing the amendment of an existing lease at 3120 Mission Street with KLW, LLC, to expand the premises by approximately 5,000 square feet for the Human Services Agency. (Real Estate Department)

Resolution No. 283-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120755 **[Establishing Monthly Contribution Amount - Health Service Trust Fund]**
Sponsor: Chu
Resolution establishing monthly contribution amount to Health Service Trust Fund.

Resolution No. 285-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

From the Budget and Finance Sub-Committee Without Recommendation

120754 **[Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2013]**
Sponsor: Chu
Ordinance amending the San Francisco Administrative Code, Chapter 16, Article XV, Part 1, Section 16.703 regarding Board approval of health service system plans and contribution rates. (Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120681 [Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]

Sponsors: Mayor; Chiu

Motion ordering submitted to the voters an: "Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and an administrative office tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and amend the current business registration fees to generate approximately $13 million in estimated additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance), establish penalties for non-filing, and amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax" at an election to be held on November 6, 2012. (Economic Impact)

Privilege of the floor was granted to Ben Rosenfield, Controller, who responded to questions raised throughout the discussion.

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener

Excused: 1 - Farrell

Motion ordering submitted to the voters an "Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and an administrative office tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and amend the current business registration fees to generate approximately $28.5 million in estimated additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance), establish penalties for non-filing, and amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax" at an election to be held on November 6, 2012.

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Motion be CONTINUED AS AMENDED to July 31, 2012, at 2:30 p.m., with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener

Excused: 1 - Farrell

120682 [Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]

Sponsors: Avalos; Campos, Kim, Mar and Olague

Motion ordering submitted to the voters an: "Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and an administrative office tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and amend the current business registration fees to generate approximately $40 million in estimated additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance), establish penalties for non-filing, and amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax" at an election to be held on November 6, 2012.

Supervisor Avalos, seconded by Supervisor Wiener, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Avalos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Noes: 1 - Campos
Excused: 1 - Farrell

Recommendations of the Land Use and Economic Development Committee

120665 [Planning Code - Transit Center District Plan]

Sponsors: Mayor; Kim and Olague

Ordinance: 1) amending the San Francisco Planning Code by amending and adding sections consistent with the Transit Center District Plan, including the establishment of the Transit Center District Plan open space and transportation fees and the expansion and renaming of the New Montgomery-Mission-Second Street Conservation District; and 2) making findings, including environmental findings and findings of consistency with the General Plan, as proposed for amendment, and Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120666 [Zoning Map - Transit Center District Plan]

Sponsors: Mayor; Kim and Olague

Ordinance: 1) amending City and County of San Francisco Zoning Maps Sheets ZN01, HT01, SU01, and PD01 to revise use districts and height and bulk districts within the Transit Center District Plan Area, to place certain properties in the Transit Center C-3-O(SD) Commercial Special Use District, and to add properties into the New Montgomery-Mission-Second Street Conservation District; 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120667 [Administrative Code - Transit Center District Plan Monitoring and Interagency Planning and Implementation Committee]
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending the San Francisco Administrative Code Section 10E.1 and Sections 36.1 and 36.3 to address Plan monitoring and the Interagency Planning and Implementation Committee role in the Transit Center District Plan public improvements; and 2) making environmental findings

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120685 [General Plan Amendment - Transit Center District Plan]
Ordinance: 1) amending the San Francisco General Plan by adding the Transit Center District Sub-Area Plan to the Downtown Plan and making various amendments to the Downtown Plan, Urban Design Element, Commerce and Industry Element, Recreation and Open Space Element, and Transportation Element as part of the establishment of the Transit Center District Plan; and 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1. (Planning Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Recommendation of the Rules Committee

120683 [Declaration of Policy - Repealing Corporate Personhood]
Sponsors: Avalos; Campos, Olague and Mar
Motion ordering submitted to the voters a policy declaration that supports limits on political campaign contributions and spending; and opposes artificial corporate rights, and giving corporations the same rights entitled to human beings, at an election to be held on November 6, 2012.

Supervisor Mar requested to be added as a co-sponsor.

Motion No. M12-083

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Chu, seconded by Supervisor Wiener, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Supervisor Chu introduced, welcomed, and presented a Certificate of Honor to Steven Haines and Douglas Goldman of Stern Grove in recognition of Stern Grove Festival's 75th Anniversary, their accomplishments, and continued community support.

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to J.M. Jaffe, Esteban Rodriguez, Karlyn Lotney, Jackson Bowman, Tee Tagor, Kathryn Steueman, and Andre Le Blanc of the San Francisco HEALTH Council in recognition of their accomplishments and continued community support.

SPECIAL ORDER 4:00 P.M.

120495 [Appeal of Determination of Exemption from Environmental Review - 601 Dolores Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 9, 2012, Case No. 2011.0584E, that a project located at 601 Dolores Street (Assessor Block No. 3598, Lot No. 060) is exempt from environmental review under Categorical Exemption, Class 32 [State CEQA Guidelines Section 15332]. The proposed project involves the conversion of an existing residential use in a former church structure into middle school class rooms and a multi-purpose assembly space and associated interior and exterior changes to the building. (District 8) (Appellant: Jeffrey Goldfarb and Elizabeth Erhardt of Rutan and Tucker, LLP, on behalf of J. Landon Gates and Anne Timmer Gates) (Filed May 9, 2012) (Clerk of the Board)

The President indicated receipt of a letter dated July 24, 2012, from the Appellant withdrawing their appeal. The President inquired as to whether any member of the public wished to address the Board. There were no speakers. The President declared the public hearing closed.

HEARD AND FILED

120496 [Affirming the Exemption Determination - 601 Dolores Street]

Motion affirming the determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Motion No. M12-085

Supervisor Wiener, seconded by Supervisor Kim, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120497 [Reversing the Exemption Determination - 601 Dolores Street]
Motion reversing the determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120498 [Preparation of Findings to Reverse the Exemption Determination - 601 Dolores Street]
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 601 Dolores Street is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

SPECIAL ORDER 4:00 P.M.

120646 [Appeal of Conditional Use Authorization - 601 Dolores Street]
Hearing of persons interested in or objecting to the decision of the Planning Commission's April 26, 2012, approval of a Conditional Use Authorization identified as Planning Case No. 2011.0584CV, by its Motion No. 18604, pursuant to Planning Code Sections 209.3(g), 303, and 317, to convert a former church that is currently being used as a single-family dwelling into a private elementary school operated by "Children's Day School," within a RH-3 (Residential House, Three-Family), on property located at 601 Dolores Street, Assessor's Block No. 3598, Lot No. 060. (District 8) (Appellants: Elizabeth Erhardt of Rutan and Tucker, LLP, on behalf of Lisa Nahmanson and Sandra Steele) (Filed May 29, 2012) (Clerk of the Board)

The President indicated receipt of an agreement dated July 24, 2012, from the Appellant and Project Sponsor regarding the appeal. The President inquired as to whether any member of the public wished to address the Board. There were no speakers. The President declared the public hearing closed.

HEARD AND FILED

120647 [Affirming the Conditional Use Authorization - 601 Dolores Street]
Motion approving the decision of the Planning Commission by its Motion No. 18604, approving Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120648 **[Reversing the Conditional Use Authorization - 601 Dolores Street; Approving the Conditional Use as Modified by the Board of Supervisors]**

Motion disapproving the decision of the Planning Commission by its Motion No. 18604, approving Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Motion: 1) disapproving the decision of the Planning Commission by its Motion No. 18604, approving Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street; and 2) approving conditional use on property located at 601 Dolores Street subject to the conditions set forth in Planning Commission Motion No. 18604, as modified by the Board of Supervisors on July 24, 2012, and subject to additional conditions imposed by the Board on July 24, 2012. (Clerk of the Board)

Motion No. M12-086

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120649 **[Preparation of Findings Related to the Conditional Use Authorization - 601 Dolores Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.0584CV on property located at 601 Dolores Street. (Clerk of the Board)

Motion No. M12-087

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

COMMITTEE REPORTS

Recommendations of the Rules Committee

120656 **[Settlement of Lawsuit - John and Virginia Lai - $275,000]**

Ordinance authorizing settlement of the lawsuit by John and Virginia Lai against the City and County of San Francisco for $275,000; the lawsuit was filed on December 27, 2010, in San Francisco Superior Court, Case No. CGC-10-506691; entitled John and Virginia Lai, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120657 [Settlement of Lawsuit - Michael Horan - $250,000]

Ordinance authorizing settlement of the lawsuit filed by Michael Horan against the City and County of San Francisco for $250,000; the lawsuit was originally filed on September 25, 2009, in San Francisco Superior Court, Case No. CGC-09-492910, removed to United States District Court, Northern District, Case No. CV-10-01383; entitled Michael Horan v. City and County of San Francisco, et al. (City Attorney)

This item was not sent as a Committee Report.

120659 [Settlement of Lawsuit - Gerardo Gonzales Delgado - $250,000]

Ordinance authorizing settlement of the lawsuit filed by Gerardo Gonzales Delgado against the City and County of San Francisco for $250,000; the lawsuit was filed on August 2, 2010, in San Francisco Superior, Case No. CGC-10-502105; entitled Gerardo Gonzales Delgado v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120748 [Settlement of Lawsuit - Maura Moylan and Anne Raskin - $762,000]

Ordinance authorizing the settlement of a lawsuit filed by Maura Moylan and Anne Raskin against the City County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives for $762,000; the lawsuit was filed on October 14, 2010, in United States District Court for the Northern District of California, Case No. C10-04700, entitled Maura Moylan and Anne Raskin v. City and County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120749 [Settlement of Lawsuit - Candie Mattson - $100,000]

Ordinance authorizing the settlement of a lawsuit filed by Candie Mattson against the City and County of San Francisco, Recreation and Park Department, and Dennis Kern for $100,000 reinstatement of sick leave in the amount of 100 hours, and reinstatement of vacation in the amount of 100 hours; the lawsuit was filed on June 14, 2010, in San Francisco Superior Court, Case No. 10-50073, entitled Candie Mattson v. City and County of San Francisco, Recreation and Park Department, and Dennis Kern. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120684 [Settlement of Claim - Kimberly Wilson - $35,000]

Resolution approving a settlement of the unlitigated claim filed by Kimberly Wilson against the City and County of San Francisco for $35,000; claim was filed on April 11, 2011. (City Attorney)

Resolution No. 284-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120744 [Appointment, Board of Appeals - Ann Lazarus]

Sponsor: Mayor

Motion approving the Mayor's appointment of Ann Lazarus to the Board of Appeals for the term ending July 1, 2014.

(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - June 25, 2012)

Motion No. M12-084

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120746 [Appointment, Board of Appeals - Kevin Cheng]

Sponsor: Mayor

Motion approving/rejecting the Mayor's appointment of Kevin Cheng to the Board of Appeals for the term ending July 1, 2016.

This item was not sent as a Committee Report.

Recommendations of the Land Use and Economic Development Committee

120241 [Planning Code - Establishing Four Outer Sunset Neighborhood Commercial Districts]

Sponsor: Chu

Ordinance amending the San Francisco Planning Code by: 1) adding Section 739.1 to establish the Outer Sunset Commercial Cluster 1 Neighborhood Commercial District that includes currently zoned NC-2 Noriega Street from 19th through 27th and 30th through 33rd Avenues; 2) adding Section 740.1 to establish the Outer Sunset Commercial Cluster 2 Neighborhood Commercial District that includes currently zoned NC-1 Taraval Street from 40th through 41st Avenues and from 45th through 47th Avenues, Noriega Street from 38th through 39th and 44th through 47th Avenues, Judah Street from 27th through 29th, 38th through 40th, and 44th through 47th Avenues, and Irving Street from 40th through 41st and 45th through 46th Avenues; 3) adding Section 741.1 to establish the Outer Sunset Linear Streets Neighborhood Commercial District that includes currently zoned NC-2 Taraval Street from 19th through 36th Avenues, Judah Street from 29th through 33rd Avenues, and Irving Street from 19th through 27th Avenues; 4) amending Section 724.124 (trade shops) to allow catering, remove horsepower limitations, and allow wholesaling, manufacturing and processing as an accessory use for up to two-thirds of the gross floor area; 5) amending Zoning Map Sheet ZN05 to include the new Neighborhood Commercial Districts; and 6) making environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120471 **[Planning Code - Bicycle Parking; Automotive Service Station Conversions]**
Sponsors: Chiu; Mar and Olague

Ordinance amending the San Francisco Planning Code Sections 102.9, 155.1, 155.4, and 228, et seq. to: 1) expand the applicability of bicycle parking requirements; 2) exempt bicycle parking from Floor-Area ratio calculations; 3) permit the conversion of Automotive Service Stations located on Primary Transit Streets and Citywide Pedestrian Network Streets to another use without Conditional Use authorization; and 4) adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Olague requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120472 **[Planning Code - Clerical Modifications and Repeal of Obsolete Sections]**
Sponsor: Chiu

Ordinance amending the San Francisco Planning Code by: 1) repealing obsolete Sections 187, 249.15, 263.2, and 263.3; and 2) amending Sections 102.5, 121.3, 201, 204.2, 209.9, 249.49, 309.1, 799, and 899 to make various clerical modifications; and adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Chiu, seconded by Supervisor Mar, moved that this Ordinance be AMENDED on Page 24, Line 23, by changing '825(b) (7)(A)' to '825(b) (5)(A)'; on Page 39, Line 23, by adding 'and Greening', 'and Vehicle Use'; and on Page 39, Line 24, by deleting 'Section 143, Street Trees'. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120715 **[Planning Code - Limited Commercial Uses in Residential Districts]**
Sponsors: Chiu; Olague, Campos and Mar

Ordinance amending the San Francisco Planning Code: 1) Section 186 to allow for reactivation of limited commercial uses in RH, RM, RTO, and RED districts under a conditional use authorization; 2) Section 231 to allow for greater size and depth from the corner for limited corner commercial uses in RM-3 and RM-4 districts; and 3) making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Ray Hartz; expressed concerns relating to government (See additional information submitted on Page 21.)
Male Speaker; expressed various concerns.
Male Speaker; expressed various concerns relating to Muni Route 89.
Walter Paulson; shared in song certain concerns with the Board.
Eugene Gordon, Jr.; expressed various concerns.
Female Speaker; expressed various concerns.
Steven Worsley; expressed concerns relating to Coit Tower.
Female Speaker; expressed concerns relating to student housing.
Female Speaker; expressed concerns relating to operation costs and housing for transgender community.
Nancy Cross; expressed concerns relating to process.
Peter Warfield; expressed concerns relating to the SF Public Library and Bernal Heights Mural Project.
Female Speaker; expressed various concerns.
Larry Juicye Edmond; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120778 [Adoption of the Distributed Consortia-Based Option for the California Health Benefit Exchange Board Call Center]
Sponsor: Avalos
Resolution calling on the California Health Benefit Exchange Board (HBEX) to adopt the Distributed Consortia-Based Option (Option 4) for the HBEX Call Center.

Resolution No. 289-12

ADOPTED

120653 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]
Motion directing the Board of Supervisors to hold a public hearing on July 31, 2012, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and Fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

Motion No. M12-088

APPROVED

120785 **[Suspending Board Rule 4.29 - Scheduling Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. - September 4, 2012, Board Meeting]**
Sponsors: Campos; Avalos, Chiu, Cohen, Mar and Olague
Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. instead of 4:00 p.m. at the September 4, 2012, Board Meeting. (Clerk of the Board)

Motion No. M12-089

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Campos requested that File No. 120775 be severed so that it may be considered separately.

120775 **[Affirming Commitment to Ensuring the Long Term Viability and Operation of St. Luke's Hospital]**
Sponsors: Campos; Cohen, Olague, Chiu, Mar and Avalos
Resolution recognizing the importance of St. Luke's Hospital and emergency room for the Southeastern Neighborhoods of San Francisco and affirming the Board of Supervisors commitment to working with Mayor Lee, the Department of Public Health, and private hospital corporations that currently operate in San Francisco to ensure the long term viability and operation of this critical institution.

Resolution No. 287-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Supervisor Wiener requested that File No. 120777 be severed so that it may be considered separately.

120777 **[Transgender Health Care Inclusion in Healthy San Francisco]**
Sponsors: Wiener; Olague, Campos, Avalos, Chiu, Cohen, Mar and Kim
Resolution calling on the San Francisco Department of Public Health to provide medically necessary transition-related care for transgender people and to remove exclusions under the San Francisco Health Care Security Ordinance.

Resolution No. 288-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120794 **[Toy Boat Dessert Café Day - July 24, 2012]**
Sponsor: Mar
Resolution commending Toy Boat Dessert Café on the occasion of its 30th Anniversary and declaring July 24, 2012, as Toy Boat Dessert Café Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 120794. Female Speaker; expressed various concerns. There were no other speakers. The President declared public comment closed.

Resolution No. 290-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Avalos, seconded by Supervisor Cohen, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Avalos, seconded by Supervisor Cohen, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

120795 [Alpha Kappa Alpha Week - July 20-27, 2012]
Sponsors: Avalos; Cohen
Resolution declaring July 20- 27, 2012, Alpha Kappa Alpha Sorority Week in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 120795. Male Speaker; Female Speaker; Larry Edmund Juicy; spoke in support of the proposed Resolution. There were no other speakers. The President declared public comment closed.

Resolution No. 291-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

120631 [Business and Tax Regulations, Police, and Planning Codes - Parking Tax Simplification for Residential Properties]

Sponsor: Wiener

Ordinance: 1) amending the San Francisco Business and Tax Regulations Code by adding Section 609 to establish Parking Tax Simplification for Residential Properties to relieve residential property owners and managers renting five or fewer parking spaces in Parking Stations physically attached to or otherwise associated with the building from the requirement to: (a) obtain a certificate of authority, (b) make monthly tax prepayments, (c) obtain a parking tax bond, and (d) providing amnesty from parking taxes, interest, penalties and fees owed for tax periods more than 24 months prior to the effective date of the Ordinance; 2) amending the Business and Tax Regulations Code Section 2219.7 to exempt property owners and managers registered pursuant to Section 609 from the requirement to pay the Revenue Control Equipment compliance fee; 3) amending the Planning Code Section 204.5 to allow as an accessory use up to five dwelling unit parking spaces to be leased to persons living off-site anywhere in the City; 4) amending the Police Code Section 1215 to eliminate the requirement to hold a commercial parking permit for property owners and managers registered pursuant to Section 609 of the Business and Tax Regulations Code; and 5) making environmental findings and findings of consistency with the general plan.
(Fiscal Impact)

06/05/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/5/2012.

06/12/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

06/18/12; REFERRED TO DEPARTMENT.

06/21/12; RESPONSE RECEIVED.

07/24/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120796 [Planning Code - Establishing the Divisadero Street Neighborhood Commercial District]

Sponsor: Olague

Ordinance amending the San Francisco Planning Code: by 1) adding Section 743.1 to establish the Divisadero Neighborhood Commercial District; 2) repealing the Divisadero Street Alcohol Restricted Use District established in Section 783; 3) amending Section 151.1 and a portion of Table 151.1, Sections 263.20, 607.1(f), and 702.3, the specific provisions of the Section 711 Zoning Control Table, and Section 790.55 to make conforming and other technical changes; 4) amending Sheets ZN02 and ZN07 of the Zoning Map to include the Divisadero Neighborhood Commercial District; 5) amending Sheet SU02 of the Zoning Map to delete the Divisadero Street Alcohol Restricted Use Special Use District; and 6) adopting environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/24/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

120797 [Community Gardening Weekend - August 9-12, 2012]

Sponsor: Chiu

Resolution welcoming the members of the American Community Gardening Association to San Francisco for their 33rd National Conference and proclaiming August 9-12, 2012, as Community Gardening Weekend in the City and County of San Francisco.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120798 [Consolidation of Elections Scheduled for November 6, 2012]

Sponsor: Chiu

Resolution consolidating the State General Election to be held in the City and County of San Francisco on November 6, 2012, with the City and County of San Francisco Municipal Election, San Francisco Unified School District Board of Education Election, City College of San Francisco Governing Board Election, City and County of San Francisco Special Bond Election, Bay Area Rapid Transit (BART) District Election, and San Francisco Community College District Special Tax Election, all to be held in the City and County of San Francisco on the same date, and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State General Election.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120799 [Designation - Treasurer-Tax Collector Cisneros and Supervisor Farrell, League of California Cities Voting Delegate and Alternate]

Sponsor: Farrell

Resolution designating Treasurer-Tax Collector Jose Cisneros as League of California Cities Voting Delegate and Supervisor Mark Farrell as League of California Cities Alternate Voting Delegate.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120800 [Accept Gift - Computers for the Police Department - $59,400]
Sponsor: Chu
Resolution authorizing the San Francisco Police Department to retroactively accept a gift of 60 laptop computers valued at $59,400 from Hewlett Packard, Inc., for use by police officers in the field.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120801 [Urging Support of City College of San Francisco]
Sponsors: Mar; Avalos, Chiu, Campos and Cohen
Resolution urging San Francisco elected officials to support City College of San Francisco in maintaining its mission as a Community College and to support City College by finding new revenue sources.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120802 [Urging Port Commission to Form Citizen's Advisory Committee - Piers 30-32 and Seawall Lot 330 Project]
Sponsor: Kim
Resolution urging: 1) the Port Commission to form a project-specific Citizen's Advisory Committee to review and provide input on a multi-purpose facility on Piers 30-32, and related development on Seawall Lot 330, that would be used for the Warriors' home games, conventions and other purposes; 2) the Port Executive Director to appoint representatives from neighborhoods surrounding Piers 30-32, as well as others with specified policy expertise; and 3) the Citizen's Advisory Committee to meet and report back regularly to the Port Commission and the Board of Supervisors.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120803 [Urging Relocation and Broadcasting of the Housing Authority Meetings]
Sponsors: Olague; Campos, Chiu, Kim and Mar
Resolution urging the Commission of the Housing Authority of the City and County of San Francisco to hold its meetings at City Hall and broadcast them for greater public access.

07/24/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120804 [Multifamily Housing Revenue Bonds - 2175 Market Street - Not to Exceed $31,000,000]

Sponsor: Wiener

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $31,000,000 for FC 2175 Market Street, LLC; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $31,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120805 [Supporting Reunification of Immigrant Families Divided By Deportation - Senate Bill 1064 and House Bill 6128]

Sponsors: Campos; Olague, Avalos, Chiu, Cohen and Mar

Resolution supporting the California Senate Bill 1064 (Reuniting Immigrant Families Act) and Federal House Bill 6128 (Help Separated Families Act) of 2012 that work to keep families united, to reduce the amount of children placed in foster care as a result of immigration enforcement action, and urging State and Federal legislators to support these bills.

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

120808 [Establishing Process for Official Misconduct Hearing]

Motion establishing a process, in accordance with Charter Section 15.105, for official misconduct hearings at the Board of Supervisors. (Clerk of the Board)

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120809 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 6, 2012, Consolidated General Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2012, Consolidated General Municipal Election. (Clerk of the Board)

07/24/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

120806 [Hearing - Civil Grand Jury Report, "Surcharges and Healthy San Francisco" - Amendments to the Health Care Security Ordinance]

Sponsor: Campos

Hearing on the Civil Grand Jury Report; specifically, to what extent does Ordinance Number 232-11, authored by Supervisors Chiu and Cohen and signed into law by Mayor Lee on November 22, 2011, that made amendments to the Health Care Security Ordinance, fail to address the concerns raised by the Civil Grand Jury's Report? In addressing this question, I would also like to review Office of Labor Standards Enforcement's Report on the 2011 Employer Reporting Forms.

07/24/12; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

120807 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]

Hearing to consider amendments to the Initiative Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and an administrative office tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and amend the current business registration fees to generate approximately $28.5 million in estimated additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance), establish penalties for non-filing, and amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax at an election to be held on November 6, 2012. (Clerk of the Board)

07/24/12; RECEIVED AND ASSIGNED to Board of Supervisors.

Introduced by the President at the Request of a Department

Pursuant to Section 2.8 of the Rules of Order of the Board of Supervisors, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.

PROPOSED ORDINANCE

120753 [General Plan Amendment - Chinese Hospital Special Use District]
Sponsors: Chiu; Mar
Ordinance amending the San Francisco General Plan Policy 1.2 and Map 1 of the Chinatown Area Plan to facilitate development of the Chinese Hospital Replacement Project at 835 and 845 Jackson Street (Assessor's Block No. 0192, Lot No. 041); and creating findings, including environmental findings and findings of consistency with the General Plan and Planning Code sections 101.1 and 340. (Planning Commission)

07/13/12; RECEIVED FROM DEPARTMENT.

07/19/12; NOTICED.

07/24/12; ASSIGNED to Land Use and Economic Development Committee.

In Memoriam

Patrick Ryan - Supervisor Sean Elsbernd

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:12 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 4, 2012.

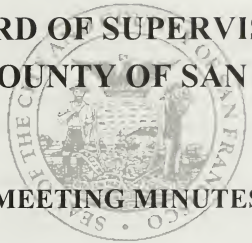
Angela Calvillo, Clerk of the Board

ADDENDUM

The following information are provided by speaker(s), pursuant to Administrative Code Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment as follows: What the BOS members have received is an article from the Westside Observer by Patrick Monette-Shaw titled "Who Killed Sunshine." The primary "culprit" is shown, but, you all share in the disgrace! "Know Your Rights Under the Sunshine Ordinance" is printed on every agenda for City boards and commissions. One of those rights is to submit a 150-word summary which is supposed to be included "in the minutes." I have 4 Orders of Determination: #10054 (Library Commission), #11054 (City Librarian), #11088 (Ethics Commission), and #11071 (City Attorney), all saying the law means what it says. So, with all of these cases, with all of these referrals, with all of the time passed, what do I have? What all citizens of San Francisco have: a BOS which has shown absolutely no respect for the Constitution, particularly the First Amendment or the Fifth Amendment! Read your oath of office! Shame on you!

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO



MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT
DEC 2 0 2013
SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 31, 2012 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:03 p.m. On the call of the roll, Supervisor Kim was noted absent. There was a quorum..

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 26, 2012, and the Special Meeting Minutes at the Budget and Finance Committee of June 28, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener
Absent: 1 - Kim

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Sub-Committee

120487 **[Appropriating $155,000,000 of Certificate of Participation Proceeds for the Department of War Memorial in FY2012-2013]**
Sponsors: Mayor; Olague and Chiu
Ordinance appropriating $155,000,000 of Certificate of Participation for the Veterans Building Seismic Upgrade and Improvement Project of the Department of War Memorial for FY2012-2013. (Fiscal Impact)

Supervisor Chiu requested to be added as a co-sponsor.

Ordinance No. 186-12

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

120241 [Planning Code - Establishing Four Outer Sunset Neighborhood Commercial Districts]

Sponsor: Chu

Ordinance amending the San Francisco Planning Code by: 1) adding Section 739.1 to establish the Noriega Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Noriega Street; 2) adding Section 740.1 to establish the Irving Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Irving Street; 3) adding Section 741.1 to establish the Taraval Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Taraval Street; 4) adding Section 742.1 to establish the Judah Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Judah Street; 5) amending Sections 263.20 and 710.10 of the NC-1 Zoning Control Table to include properties zoned NC-1 along Noriega, Irving Taraval, and Judah Streets; 6) amending Section 790.124 (trade shops) to remove horsepower and square footage limitations and impose operating conditions regarding noise and odor; 7) amending Sheet ZN05 of the Zoning Map to include the new Neighborhood Commercial Districts, and 8) making environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 175-12

FINALLY PASSED

120471 [Planning Code - Bicycle Parking; Automotive Service Station Conversions]

Sponsors: Chiu; Mar and Olague

Ordinance amending the San Francisco Planning Code Sections 102.9, 155.1, 155.4, and 228, et. seq. to: 1) expand the applicability of bicycle parking requirements; 2) exempt bicycle parking from Floor-Area ratio calculations; 3) permit the conversion of Automotive Service Stations located on Primary Transit Streets and Citywide Pedestrian Network Streets to another use without Conditional Use authorization; and 4) adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 173-12

FINALLY PASSED

120665 [Planning Code - Transit Center District Plan]

Sponsors: Mayor; Kim and Olague

Ordinance: 1) amending the San Francisco Planning Code by amending and adding sections consistent with the Transit Center District Plan, including the establishment of the Transit Center District Plan open space and transportation fees and the expansion and renaming of the New Montgomery-Mission-Second Street Conservation District; and 2) making findings, including environmental findings and findings of consistency with the General Plan, as proposed for amendment, and Planning Code Section 101.1.

Ordinance No. 182-12

FINALLY PASSED

120666 **[Zoning Map - Transit Center District Plan]**
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending City and County of San Francisco Zoning Maps Sheets ZN01, HT01, SU01, and PD01 to revise use districts and height and bulk districts within the Transit Center District Plan Area, to place certain properties in the Transit Center C-3-O(SD) Commercial Special Use District, and to add properties into the New Montgomery-Mission-Second Street Conservation District; 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1.

Ordinance No. 183-12

FINALLY PASSED

120667 **[Administrative Code - Transit Center District Plan Monitoring and Interagency Planning and Implementation Committee]**
Sponsors: Mayor; Kim and Olague
Ordinance: 1) amending the San Francisco Administrative Code Section 10E.1 and Sections 36.1 and 36.3 to address Plan monitoring and the Interagency Planning and Implementation Committee role in the Transit Center District Plan public improvements; and 2) making environmental findings.

Ordinance No. 184-12

FINALLY PASSED

120685 **[General Plan Amendment - Transit Center District Plan]**
Ordinance: 1) amending the San Francisco General Plan by adding the Transit Center District Sub-Area Plan to the Downtown Plan and making various amendments to the Downtown Plan, Urban Design Element, Commerce and Industry Element, Recreation and Open Space Element, and Transportation Element as part of the establishment of the Transit Center District Plan; and 2) making environmental findings and findings of consistency with the General Plan as proposed for amendment and Planning Code Section 101.1. (Planning Department)

Ordinance No. 185-12

FINALLY PASSED

120715 **[Planning Code - Limited Commercial Uses in Residential Districts]**
Sponsors: Chiu; Olague, Campos and Mar
Ordinance amending the San Francisco Planning Code: 1) Section 186 to allow for reactivation of limited commercial uses in RH, RM, RTO, and RED districts under a conditional use authorization; 2) Section 231 to allow for greater size and depth from the corner for limited corner commercial uses in RM-3 and RM-4 districts; and 3) making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

Ordinance No. 174-12

FINALLY PASSED

Recommendations of the Rules Committee

120656 **[Settlement of Lawsuit - John and Virginia Lai - $275,000]**
Ordinance authorizing settlement of the lawsuit by John and Virginia Lai against the City and County of San Francisco for $275,000; the lawsuit was filed on December 27, 2010, in San Francisco Superior Court, Case No. CGC-10-506691; entitled John and Virginia Lai, et al. v City and County of San Francisco, et al. (City Attorney)

Ordinance No. 177-12

FINALLY PASSED

120659 **[Settlement of Lawsuit - Gerardo Gonzales Delgado - $250,000]**
Ordinance authorizing settlement of the lawsuit filed by Gerardo Gonzales Delgado against the City and County of San Francisco for $250,000; the lawsuit was filed on August 2, 2010, in San Francisco Superior, Case No. CGC-10-502105; entitled Gerardo Gonzales Delgado v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 178-12

FINALLY PASSED

120748 **[Settlement of Lawsuit - Maura Moylan and Anne Raskin - $762,000]**
Ordinance authorizing the settlement of a lawsuit filed by Maura Moylan and Anne Raskin against the City County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives for $762,000; the lawsuit was filed on October 14, 2010, in United States District Court for the Northern District of California, Case No. C10-04700, entitled Maura Moylan and Anne Raskin v City and County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives. (City Attorney)

Ordinance No. 179-12

FINALLY PASSED

120749 **[Settlement of Lawsuit - Candie Mattson - $100,000]**
Ordinance authorizing the settlement of a lawsuit filed by Candie Mattson against the City and County of San Francisco, Recreation and Park Department, and Dennis Kern for $100,000 reinstatement of sick leave in the amount of 100 hours, and reinstatement of vacation in the amount of 100 hours; the lawsuit was filed on June 14, 2010, in San Francisco Superior Court, Case No. 10-50073, entitled Candie Mattson v. City and County of San Francisco, Recreation and Park Department, and Dennis Kern. (City Attorney)

Ordinance No. 180-12

FINALLY PASSED

120722 **[Appointment, San Francisco Sentencing Commission - Theshia Naidoo]**
Motion appointing Theshia Naidoo, term to be determined, to the San Francisco Sentencing Commission, residency requirement waived. (Clerk of the Board)

Motion No. M12-090

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener
Absent: 1 - Kim

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

120550 [Affirming Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to November 20, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener
Absent: 1 - Kim

120551 [Reversing Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to November 20, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener
Absent: 1 - Kim

120552 [Preparation of Findings to Reverse Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to November 20, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener
Absent: 1 - Kim

Supervisor Kim was noted present at 2:07 p.m.

From the Budget and Finance Sub-Committee Without Recommendation

120754 [Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2013]
Sponsor: Chu
Ordinance amending the San Francisco Administrative Code, Chapter 16, Article XV, Part 1, Section 16.703 regarding Board approval of health service system plans and contribution rates. (Fiscal Impact)

Ordinance No. 181-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the City Operations and Neighborhood Services Committee Without Recommendation

120466 [Liquor License Transfer - 101-4th Street]
Resolution determining that the transfer of an existing Type 20 off-sale beer and wine license from 566 Minnesota Street to 101-4th Street (District 6), to Beth Aboulafia for Target Corporation, dba City Target, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Supervisor Elsbernd, seconded by Supervisor Farrell, moved that this Resolution be AMENDED on Page 1, Line 24 by replacing '8:00 am and 11:00 pm' with '7:00 am and 10:00 pm'; on Page 1, Line 25 by replacing '8:00 am' with '7:00 am'; and on Page 2, Line 15 by replacing '(8)' with '(7)'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Resolution No. 310-12

ADOPTED AS AMENDED by the following vote:

Ayes: 7 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Wiener
Noes: 4 - Avalos, Campos, Mar, Olague

Recommendations of the Land Use and Economic Development Committee

120472 [Planning Code - Clerical Modifications and Repeal of Obsolete Sections]
Sponsor: Chiu
Ordinance amending the San Francisco Planning Code by: 1) repealing obsolete Sections 187.1, 249.15, 263.2, and 263.3; and 2) amending Sections 102.5, 121.3, 201, 204.2, 209.9, 249.49, 309.1, 799, and 899 to make various clerical modifications; and adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 176-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120191 **[Building Code - Definition of Efficiency Unit]**

Sponsor: Wiener

Ordinance amending the San Francisco Building Code Section 1208.4 to reduce the square footage requirement for Efficiency Dwelling Units in new structures or buildings pursuant to Section 17958.1 of the California Health & Safety Code; and making environmental findings.

Supervisor Wiener, seconded by Supervisor Olague, moved that this Ordinance be CONTINUED ON FIRST READING to September 24, 2012. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Wiener, seconded by Supervisor Avalos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Wiener, seconded by Supervisor Mar, moved that this Ordinance be CONTINUED ON FIRST READING to September 25, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Rules Committee

120732 **[Reappointment, Planning Commission - Michael Antonini]**

Motion approving/rejecting the Mayor's nomination of Michael Antonini to the Planning Commission term ending July 1, 2016. (Clerk of the Board)
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 2, 2012.)

Supervisor Elsbernd, seconded by Supervisor Chu, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:

Ayes: 6 - Chu, Cohen, Elsbernd, Farrell, Olague, Wiener
Noes: 5 - Avalos, Campos, Chiu, Kim, Mar

Motion approving the Mayor's nomination of Michael Antonini to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

Motion No. M12-091

APPROVED AS AMENDED by the following vote:

Ayes: 6 - Chu, Cohen, Elsbernd, Farrell, Olague, Wiener
Noes: 5 - Avalos, Campos, Chiu, Kim, Mar

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

120407 **[Business and Tax Regulations, Police Codes - Parking Tax Exemption for Special Parking Events Operated by Volunteers on SFUSD Property]**
Sponsors: Mayor; Mar, Wiener, Chiu, Farrell, Chu, Olague, Kim, Campos, Cohen and Avalos
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 9, Section 604, and adding Section 608, to exempt a limited number of special parking events operated by volunteer led nonprofit organizations on SFUSD property for the sole benefit of San Francisco public schools and earning less than $10,000 in gross revenue per event from rent, from the requirement to pay parking tax and other requirements, establishing Special School Parking Event Permits issued by the Tax Collector and making findings; and amending the San Francisco Police Code, Section 1215 to exclude from the definitions of Parking Garage and Parking Lot special event parking on SFUSD property operated by a qualified nonprofit pursuant to a Special School Parking Event Permit, and establishing a sunset date.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120452 **[International Terminal Equipment Maintenance and Operating Agreement - San Francisco Terminal Equipment Company, LLC - Not to Exceed $18,000,000]**
Resolution approving the International Terminal Equipment Maintenance and Operating Agreement between the San Francisco Terminal Equipment Company, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, retroactively to July 1, 2012, for an amount not to exceed $18,000,000. (Airport Commission)

Resolution No. 313-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120453 **[Agreement Amendment - Western States Oil - Not to Exceed $107,500,000]**
Resolution approving the Sixth Amendment to the agreement between the City and Western States Oil increasing the total not to exceed amount of the contract from $78,300,000 to $107,500,000 pursuant to Charter Section 9.118(b). (Office of Contract Administration)

Resolution No. 311-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120546 [Accept and Expend Grant - GreenFinanceSF - $1,000,000]
Sponsor: Mayor
Resolution authorizing the Department of the Environment to retroactively accept and expend an American Recovery and Reinvestment Act of 2009 funded grant in the amount of $1,000,000 from the California Energy Commission's State Energy Program through the Local Government Commission to support GreenFinanceSF.

Resolution No. 305-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120547 [Contract Amendment - Community Awareness and Treatment Services - $35,699,175]
Sponsor: Mayor
Resolution retroactively amending the contract between the San Francisco Department of Public Health and Community Awareness and Treatment Services, Inc., for behavioral health services to $35,699,175.
(Fiscal Impact)

Resolution No. 315-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120585 [Real Property Sublease - 1440 Harrison Street Development Group, LLC - 1440 Harrison Street]
Resolution authorizing the exercise of a five year option to extend the Sublease of the 52,200 square foot building at 1440 Harrison Street for the Human Services Agency, retroactively to July 1, 2012. (Real Estate Department)

Resolution No. 308-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120610 [Declaration of Emergency Contract - South Fork Adit - Not to Exceed $115,250]
Resolution approving Declaration of Emergency Construction Contract of an amount not to exceed $115,250 to address a rockslide near South Fork Adit. (Public Utilities Commission)

Resolution No. 303-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120630 [Contract - Provider Payment Services for the Healthy San Francisco Program - $30,940,000]

Sponsor: Mayor

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to retroactively contract with the San Francisco Community Health Authority to provide Provider Payment services for the Healthy San Francisco Program from July 1, 2012, through June 30, 2014, for an amount of $30,940,000.

Resolution No. 307-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120658 [Agreement Amendment - Recology - Refuse Collection - Not to Exceed $33,120,262]

Resolution approving the Fourth Amendment to the Refuse Collection Agreement between the City and County of San Francisco, Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger, increasing the total not to exceed amount of the Agreement from $28,059,629 to $33,120,262 under Charter Section 9.118(b). (Purchaser)

Resolution No. 304-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120687 [Contract Amendment - Treasure Island Development Authority - AMEC Geomatrix, Inc. - Not to Exceed $2,037,400]

Resolution retroactively approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to extend the term through June 30, 2013, and to increase the not to exceed amount to $2,037,400. (Treasure Island Development Authority)

Resolution No. 301-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120741 [Agreement Amendment - Treasure Island Refuse Collection]

Resolution approving an amendment to the refuse collection agreement between the Treasure Island Development Authority and Golden Gate Disposal and Recycling Company to extend the term and adjust the collection fee for refuse collection services at Treasure Island. (Treasure Island Development Authority)

Resolution No. 314-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120756 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - $117,819]

Sponsor: Campos

Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of $117,819 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.

Resolution No. 296-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120757 [Multifamily Housing Revenue Note - Ridgeview Terrace Apartments - 140 Cashmere Street - Not to Exceed $20,000,000]

Sponsor: Cohen

Resolution authorizing the issuance and delivery of a multifamily housing revenue note in a principal amount not to exceed $20,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 101-unit multifamily residential rental housing project known as Ridgeview Terrace Apartments located at 140 Cashmere Street; approving the form of and authorizing the execution of a funding loan agreement; approving the form of and authorizing the execution of a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving issuance of the note following a public hearing; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this resolution; and ratifying and approving any action heretofore taken in connection with the note and the project.

Resolution No. 312-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120758 [Contract Modification - Tenderloin Housing Clinic - Master Lease Housing Services - Not to Exceed $91,070,856]

Sponsor: Mayor

Resolution retroactively approving the contract modification between the City and County of San Francisco and the Tenderloin Housing Clinic to provide master lease housing for formerly homeless single adults and the addition of the Mayfair Hotel for the period of July 1, 2009, to June 30, 2015, in the amount of $91,070,856.
(Fiscal Impact)

Resolution No. 309-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120760 [Accept and Expend Grant - Implementing New Directions in HIV Prevention - $545,759]

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $545,759 from Public Health Foundation Enterprises, Inc. to participate in a program entitled "Implementing New Directions in HIV Prevention in San Francisco A Comprehensive" for the period of September 30, 2011, through September 29, 2012.

Resolution No. 306-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120762 [Accept and Expend Grant - Addressing Syndemics through Program Collaboration and Service Integration - $298,144]

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $298,144 from Public Health Foundation Enterprises, Inc., to participate in a program entitled "Addressing Syndemics through Program Collaboration and Service Integration" for the period of September 30, 2011, through September 29, 2012.

Resolution No. 302-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Budget and Finance Sub-Committee Committee Without Recommendation

120674 [Accept and Expend Grant - Archstone Grant to the San Francisco Arts Commission - $300,000]

Sponsor: Cohen

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $300,000 from Archstone for the commissioning of public artwork for Daggett Park in Showplace Square neighborhood.

Resolution No. 300-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Land Use and Economic Development Committee

111047 [Administrative, Campaign and Governmental Conduct Codes - Obligations of Landlords and Small Business Tenants for Disability Access Improvements]
Sponsors: Chiu; Mar

Ordinance amending the San Francisco Administrative Code by adding Chapter 38, Sections 38.1 through 38.7, and amending San Francisco Campaign and Governmental Conduct Code Section 3.400, all to require commercial landlords leasing properties to small businesses for use as public accommodations to: 1) bring public restrooms, ground floor entrances to, and exits from, the building into compliance with applicable state and federal disability access laws or to disclose to tenants that the property may not currently meet all applicable construction-related accessibility standards, including standards for public restrooms and ground floor entrances and exits; 2) inform small business tenants that they may be legally and financially liable for failing to comply with those laws and offer such tenants copies of the Small Business Commission's access information notice; 3) include in any new or amended leases a provision addressing the respective obligations of the landlord and small business tenant to bring the leased premises into compliance with those access laws; 4) requiring the Small Business Commission, by January 1, 2013, to develop and distribute an access information notice in multiple languages regarding local, state, and federal disability access laws that may apply to businesses in San Francisco and to make that notice available for distribution through various other City departments; and 5) to require the City to give priority to building permit applications for work to bring space used by small businesses into compliance with those access laws; and making environmental findings.

Supervisor Mar requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

111374 [Planning Code - Creating a New Definition of Student Housing]
Sponsor: Wiener

Ordinance amending the San Francisco Planning Code by: 1) adding a new Section 102.36 to create a definition of Student Housing; 2) amending Section 124 to create a new subsection (k), to permit additional square footage above the floor area ratio limits for student housing projects in buildings in the C-3-G and C-3-S Districts, that are not designated as significant or contributory pursuant to Article 11; 3) amending Section 135(d)(2) to adjust the minimum open space requirements for dwelling units that do not exceed 350 square feet, plus a bathroom; 4) amending Section 207.6(b)(3) to exempt student housing from the unit mix requirement in RTO, NCT, DTR and Eastern Neighborhoods Mixed Used Districts; 5) amending Section 307 to permit the conversion of student housing into residential uses, when certain conditions are met; 6) amending Section 312 to require notice for a change of use to group housing; 7) amending Section 317 to prohibit the conversion of residential units into student housing, except in specified circumstances; 8) amending Section 401 to make conforming amendments; 9) amending Section 415.3 to make conforming amendments and to simplify the monitoring responsibilities of the Mayor's Office of Housing; 10) amending Tables 814, 840, 841, 842, and 843 to make conforming amendments; and 11) making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. (Planning Department)

Privilege of the floor was granted to John Rahaim, Director, Planning Department, who responded to questions raised throughout the discussion.

Supervisor Kim, seconded by Supervisor Campos, moved that this Ordinance be CONTINUED ON FIRST READING to September 4, 2012. The motion FAILED by the following vote:

Ayes: 3 - Avalos, Campos, Kim
Noes: 8 - Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Olague, Wiener
Noes: 2 - Avalos, Kim

120528 [Administrative, Planning Codes - Historical Property (Mills Act) Contracts and Fee Reduction]

Sponsor: Wiener

Ordinance: 1) amending the San Francisco Administrative Code, Chapter 71, entitled "Mills Act Contract Procedures" to: a) amend Section 71.2 to add limitations on eligibility, b) amend Section 71.3 to add application deadlines, c) amend Section 71.4 to add a time limit for receipt of the Assessor-Recorder's report, d) amend Section 71.5 to require use of a standard form contract, and e) adding new Section 71.7 to require departmental monitoring reports; 2) amending the San Francisco Planning Code Section 356 to reduce the application fee for Mills Act contracts, and 3) making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b).

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Rules Committee

120668 [Health Code - Reauthorizing Food Security Task Force]

Sponsor: Mar

Ordinance amending the San Francisco Health Code by adding Sections 470.1 and 470.2 to: 1) to reauthorize the Food Security Task Force, which had expired on January 30, 2012; 2) create sunset provisions for the Food Security Task Force expiring on July 1, 2015, subject to extension; 3) indentify the agencies and organizations from which members are appointed; and 4) set the number of members, and making findings, including environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120743 [Confirming Appointment, Port Commission - William Adams]

Sponsor: Mayor

Motion confirming the appointment of William Adams to the Port Commission, term ending May 1, 2014.

Motion No. M12-093

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120745 **[Appointment, Board of Appeals - Frank Fung]**
Sponsor: Mayor
Motion approving the Mayor's appointment of Frank Fung to the Board of Appeals for the term ending July 1, 2016.
(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - June 25, 2012)

Motion No. M12-094

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 2:30 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120807 **[Hearing - Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]**
Hearing to consider amendments to the Initiative Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and an administrative office tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and amend the current business registration fees to generate approximately $28.5 million in estimated additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance), establish penalties for non-filing, and amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax at an election to be held on November 6, 2012. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the amendments of the proposed Initiative Ordinance. Jim Lazarus; Burt Herman; Corey Marshall; Male Speaker; spoke in support of the proposed Initiative Ordinance. Eugene Gordon, Jr.; expressed various concerns relating to government. Walter Paulson; shared in song certain concerns relating to taxes. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

120681 **[Initiative Ordinance - Business and Tax Regulations Code - Enact Gross Receipts Tax and Phase Out Payroll Expense Tax]**
Sponsors: Mayor; Chiu and Avalos
Motion ordering submitted to the voters an "Ordinance amending the Business and Tax Regulations Code to: 1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax and an administrative office tax on persons engaging in business activities in San Francisco; 2) amend Article 12-A (Payroll Expense Tax Ordinance) to reduce business payroll expense tax rates based on the amount of gross receipts tax collected under Article 12-A-1 (Gross Receipts Tax Ordinance); 3) amend Article 12 (Business Registration Ordinance) to establish business registration fees based on gross receipts and amend the current business registration fees to generate approximately $28.5 million in estimated additional revenue; 4) amend Article 12-A (Payroll Expense Tax Ordinance) to add a sunset date to the surplus business tax revenue credit; and 5) amend Article 6 (Common Administrative Provisions) to establish requirements for filing a tax return under Article 12-A-1 (Gross Receipts Tax Ordinance), establish penalties for non-filing, and amend the requirements for filing payroll expense tax returns and penalties for non-filing to conform to the new gross receipts tax" at an election to be held on November 6, 2012. (Economic Impact)

Privilege of the floor was granted to Harvey Rose, Budget and Legislative Analyst, who responded to questions raised throughout the discussion.

Motion No. M12-092

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120654 **[Public Hearing - Special Assessment of Liens for Assessment of Cost]**
Hearing of persons interested in or objecting to the proposed Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Rosemary Bosque (Department of Building Inspection) provided an overview of the assessments. Judy Bishop (4801-3rd Street); Male Speaker; spoke objecting to the proposed assessments. Walter Paulson; shared in song certain concerns relating to code enforcement. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

120655 [Special Assessment of Liens for Assessment of Cost]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of Costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

Alan Davison (Department of Public Works) indicated that the following addresses be removed from the accompanying report due to recent receipt of payment:

4801-3rd Street;
518 Bryant;
709 Lyon;
2138 Mission.

The amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 120655, were received without objection.

Resolution No. 299-12

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Wiener, seconded by Supervisor Mar, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to Commissioner Ron Miguel of the Planning Commission in recognition of his service during his tenure as a Planning Commissioner, his accomplishments, and continued community support. Supervisors Olague, Mar, Cohen, Campos, and Chiu shared in this commendation.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to the Chinese Progressive Association on the occasion of their 40th anniversary, their accomplishments, and continued community support. Supervisor Chiu shared in this commendation.

Supervisor Mar introduced, welcomed, and presented Certificates of Honor to Joanne Low, Vice Chancellor of City College and Minh Hoa Ta, Dean of Chinatown/North Beach Campus, in recognition of their service and work relating to City College and higher education, their accomplishments, and continued community support. Supervisor Chiu shared in these commendations.

Supervisor Olague introduced, welcomed, and presented Certificates of Honor to Bobbie Webb and Marion Sullivan of the Fillmore District in recognition of their contributions to improve the Fillmore District jazz music scene, accomplishments, and continued community support.

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to William Thomason, Founder and Instructor, of the Wall Street Wizards Financial Literacy Program in recognition of his accomplishments and continued community support. Members of the program shared in this commendation.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Andrew McKinley, Founder and Operator, of the Adobe Bookstore in recognition of his accomplishments and continued community support. Supervisor Olague shared in this commendation.

Supervisor Campos introduced, welcomed, and presented Certificates of Honor to Ana Valenzuela and Salvador Cordon in recognition of Salvadoran Day, their accomplishments, and continued community support.

SPECIAL ORDER 4:00 P.M.

Supervisor Olague was noted absent at 5:02 p.m. and noted present at 5:22 p.m.

120726 [Public Hearing - Appeal of the Historic Preservation Commission's Decision on a Certificate of Appropriateness for City Landmarks Nos. 257 (Richardson Hall), 258 (Woods Hall), and 259 (Woods Hall Annex) - 55 Laguna Street]

Hearing of persons interested in or objecting to the Historic Preservation Commission's decision, dated May 16, 2012, approving the Certificate of Appropriateness identified as Planning Case No. 2012.0033A, by its Motion No. 0157 to rehabilitate Richardson Hall (Landmark No. 257) for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall (Landmark No. 258) for use as housing; and to rehabilitate Woods Hall Annex (Landmark No. 259) for use as a community center located at 55 Laguna Street. (District 8) (Appellant: Cynthia Servetnick on behalf of Save the Laguna Street Campus) (Filed June 15, 2012)

The President inquired as to whether any member of the public wished to address the Board. Mike Boyd (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Walter Paulson; shared in song various concerns to landmarks. Edmund Juicye Larry; expressed various concerns. Tim Frye (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Steve Vettel (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. There were no speakers in support of the project and in opposition to the appeal. The Appellant provided no rebuttal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

120727 [Affirming Approval of a Certificate of Appropriateness for Proposed Rehabilitation of Richardson Hall, Woods Hall, and Woods Hall Annex]

Motion affirming the approval by the Historic Preservation Commission of a Certificate of Appropriateness to rehabilitate Richardson Hall for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall for use as housing; and to rehabilitate Woods Hall Annex for use as a community center.

Motion No. M12-097

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

120728 [Reversing Approval of a Certificate of Appropriateness for Proposed Rehabilitation of Richardson Hall, Woods Hall, and Woods Hall Annex]

Motion reversing the approval by the Historic Preservation Commission of a Certificate of Appropriateness to rehabilitate Richardson Hall for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall for use as housing; and to rehabilitate Woods Hall Annex for use as a community center. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

120731 [Preparation of Findings to Reverse Approval of a Certificate of Appropriateness for Proposed Rehabilitation of Richardson Hall, Woods Hall, and Woods Hall Annex]

Motion directing the Clerk of the Board to prepare findings to reverse the approval by the Historic Preservation Commission of a Certificate of Appropriateness to rehabilitate Richardson Hall for use as senior services, senior housing, and retail and/or office space; to rehabilitate Woods Hall for use as housing; and to rehabilitate Woods Hall Annex for use as a community center. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

SPECIAL ORDER 4:00 P.M.

120766 [Public Hearing - Conditional Use Appeal - 3901-24th Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's by its Motion No. 18648 dated June 14, 2012, approving a Conditional Use Authorization identified as Planning Case No. 2011.1372C, under Planning Code Sections 728.49 and 790.110 to convert a vacant ground floor commercial space into a financial service (d.b.a. First Republic Bank) within the 24th Street - Noe Valley Neighborhood Commercial District and a 40-X Height and Bulk District and adopting findings under the California Environmental Quality Act on property located at 3901-24th Street, Assessor's Block No. 6508, Lot No. 001. (District 8) (Appellant: Leslie Crawford and subscribed by Supervisors Wiener, Olague, Avalos, Mar, and Chiu) (Filed July 12, 2012) (Clerk of the Board)

The President indicated receipt of a letter from the Project Sponsor, dated July 30, 2012, withdrawing their application for conditional use. The President inquired as to whether any member of the public wished to address the Board. There were no speakers. The President declared the public hearing closed.

HEARD AND FILED

120767 [Approving Planning Commission Decision Related to Conditional Use Authorization - 3901-24th Street]

Motion approving decision of the Planning Commission by its Motion No. 18648, approving Conditional Use Authorization identified as Planning Case No. 2011.1372C on property located at 3901-24th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120768 **[Disapproving Planning Commission Decision Related to Conditional Use Authorization - 3901-24th Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 18648, approving Conditional Use Authorization identified as Planning Case No. 2011.1372C on property located at 3901-24th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Motion No. M12-095

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120769 **[Preparation of Findings Related to the Conditional Use Authorization - 3901-24th Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.1372C on property located at 3901-24th Street. (Clerk of the Board)

Motion No. M12-096

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMITTEE REPORTS

City Operations and Neighborhood Services Committee

120643 **[Liquor License Transfer - 398-12th Street]**

Resolution determining that the premises to premises transfer of a Type 48 on-sale general public premises liquor license from 2700-16th Street to 398-12th Street (District 6) to Mark E. Rennie for Double Rainbow, LLC, dba Roadhouse Tavern, will serve the convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

This item was not sent as a Committee Report.

Recommendation of the Government Audit and Oversight Committee

120708 [Grant Agreement - Local Operating Subsidy Program at the Arlington Hotel - Not to Exceed $9,354,007]
Sponsors: Mayor; Kim
Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with Mercy Housing California XL, LP, to provide operating subsidies for formerly homeless single adults at the Arlington Hotel for the period of August 1, 2012, to July 31, 2027, in an amount not to exceed $9,354,007.
(Fiscal Impact)

Resolution No. 316-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

120671 [Police Code - Secondhand Dealer and Antique Dealer Permit Requirements]
Sponsor: Wiener
Ordinance amending the San Francisco Police Code by: 1) repealing Sections 850, 851, 852, 1276, 1279, 1279.1, 1279.2, 1280, 1280.1, 1281, and 1282; and 2) amending Sections 2.26 and 2.27 to eliminate the permit requirement and other local regulation of secondhand dealers and antique dealers.

This item was not sent as a Committee Report.

Recommendation of the Land Use and Economic Development Committee

120618 [Accept and Expend Gift - Polo Fields Maintenance - $100,000]
Sponsor: Mar
Resolution authorizing the Recreation and Park Department to accept and expend a gift from the Baker Street Foundation for $100,000 for the salary of a gardener at the Polo Fields in Golden Gate Park for at least a year.

Resolution No. 298-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Absent: 1 - Olague

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Olague was noted absent at 6:02 p.m. and noted present at 7:17 p.m.
Supervisor Farrell was noted absent at 6:10 p.m. and noted present at 6:39 p.m.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.
Mattie Scott; expressed concerns relating to violence in the community.
James Chaffee; expressed concerns relating to the SF Public Library.
Female Speaker; spoke in support for City College.
Bertha Canty; spoke in support for City College.
Bouchra Simmons; spoke in support for City College.
Charles; expressed support for KPOO funding.
David Waggoner; expressed various concerns relating to the official misconduct process.
Male Speaker; expressed various religious concerns.
Jeff Crook; expressed concerns relating to health care.
Male Speaker; expressed concerns relating to organized crime and local government.
Walter Paulson; shared in song certain concerns with the Board.
Emil Lawrence; expressed various concerns.
Peter Warfield; expressed concerns relating to the SF Public Library and Bernal Heights Branch Library Mural Project.
Female Speaker; expressed various concerns.
Female Speaker; spoke in support for City College.
Teresa; spoke in support for City College.
William Walker; spoke in support for City College.
Male Speaker; expressed various concerns.
Antonio Mims; spoke in support for City College and gift acceptances.
Male Speaker; expressed various concerns.
Kathe Burick; spoke in support for City College.
Beth Seligman; spoke in support for City College.
Douglas Yepp; expressed various concerns.
Female Speaker; expressed various concerns relating to the official misconduct process.
Sylvia Ramirez; expressed various concerns relating to the official misconduct process.
Vivian Imperiale; expressed various concerns relating to the official misconduct process.
Jenny Zhang; expressed concerns relating to the recent Chinatown attacks.
Female Speaker; expressed concerns relating to the recent Chinatown attacks.
Male Speaker; expressed concerns relating to the recent Chinatown attacks.
Female Speaker; expressed concerns relating to the recent Chinatown attacks.
Male Speaker; expressed concerns relating to the recent Chinatown attacks.
Ana Soto; expressed various concerns relating to the official misconduct process.
Male Speaker; expressed various concerns relating to the official misconduct process.
Rebeca Zavaleta; expressed various concerns relating to the official misconduct process.
Tammy Bryant; expressed concerns relating to violence in the community and the official misconduct process.
Lee Wynn; expressed various concerns.
Flora Ramos; expressed various concerns relating to the official misconduct process.
Pastor Gavin; expressed various concerns.
Carlos; spoke in support for City College.
Sue Grissom; expressed various concerns relating to the official misconduct process.
Larry Juicye Edmund; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120797 **[Community Gardening Weekend - August 9-12, 2012]**
Sponsor: Chiu
Resolution welcoming the members of the American Community Gardening Association to San Francisco for their 33rd National Conference and proclaiming August 9-12, 2012, as Community Gardening Weekend in the City and County of San Francisco.

Resolution No. 318-12

ADOPTED

120798 **[Consolidation of Elections Scheduled for November 6, 2012]**
Sponsor: Chiu
Resolution consolidating the State General Election to be held in the City and County of San Francisco on November 6, 2012, with the City and County of San Francisco Municipal Election, San Francisco Unified School District Board of Education Election, City College of San Francisco Governing Board Election, City and County of San Francisco Special Bond Election, Bay Area Rapid Transit (BART) District Election, and San Francisco Community College District Special Tax Election, all to be held in the City and County of San Francisco on the same date, and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State General Election.

Resolution No. 297-12

ADOPTED

120800 **[Accept Gift - Computers for the Police Department - $59,400]**
Sponsor: Chu
Resolution authorizing the San Francisco Police Department to retroactively accept a gift of 60 laptop computers valued at $59,400 from Hewlett Packard, Inc., for use by police officers in the field.

Resolution No. 293-12

ADOPTED

120804 **[Multifamily Housing Revenue Bonds - 2175 Market Street - Not to Exceed $31,000,000]**

Sponsor: Wiener

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $31,000,000 for FC 2175 Market Street, LLC; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $31,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Resolution No. 294-12

ADOPTED

120805 **[Supporting Reunification of Immigrant Families Divided By Deportation - Senate Bill 1064 and House Bill 6128]**

Sponsors: Campos; Olague, Avalos, Chiu, Cohen and Mar

Resolution supporting the California Senate Bill 1064 (Reuniting Immigrant Families Act) and Federal House Bill 6128 (Help Separated Families Act) of 2012 that work to keep families united, to reduce the amount of children placed in foster care as a result of immigration enforcement action, and urging State and Federal legislators to support these bills.

Resolution No. 295-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Farrell requested that File No. 120799 be severed so that it may be considered separately.

Supervisor Farrell Excused from Voting

Supervisor Elsbernd, seconded by Supervisor Chu, moved that Supervisor Farrell be excused from voting on File No. 120799. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Olague, Wiener
Excused: 1 - Elsbernd

120799 [Designation - Treasurer-Tax Collector Cisneros and Supervisor Farrell, League of California Cities Voting Delegate and Alternate]
Sponsor: Farrell
Resolution designating Treasurer-Tax Collector Jose Cisneros as League of California Cities Voting Delegate and Supervisor Mark Farrell as League of California Cities Alternate Voting Delegate.

Resolution No. 292-12

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Kim, Mar, Olague, Wiener
Excused: 1 - Farrell

Supervisor Mar requested that File No. 120801 be severed so that it may be considered separately.

120801 [Urging Support of City College of San Francisco]
Sponsors: Mar; Avalos, Chiu, Campos and Cohen
Resolution urging San Francisco elected officials to support City College of San Francisco in maintaining its mission as a Community College and to support City College by finding new revenue sources.

Supervisors Chiu, Campos, and Cohen requested to be added as co-sponsors.

REFERRED to the City Operations and Neighborhood Services Committee

Supervisor Kim requested that File No. 120802 be severed so that it may be considered separately.

120802 [Urging Port Commission to Form Citizen's Advisory Committee - Piers 30-32 and Seawall Lot 330 Project]

Sponsor: Kim

Resolution urging: 1) the Port Commission to form a project-specific Citizen's Advisory Committee to review and provide input on a multi-purpose facility on Piers 30-32, and related development on Seawall Lot 330, that would be used for the Warriors' home games, conventions and other purposes; 2) the Port Executive Director to appoint representatives from neighborhoods surrounding Piers 30-32, as well as others with specified policy expertise; and 3) the Citizen's Advisory Committee to meet and report back regularly to the Port Commission and the Board of Supervisors.

Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Resolution No. 317-12

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Campos requested that File No. 120808 be severed so that it may be considered separately.

120808 [Establishing Process for Official Misconduct Hearing]

Motion establishing a process, in accordance with Charter Section 15.105, for official misconduct hearings at the Board of Supervisors. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Wiener, moved that this Motion be AMENDED on Page 2, Line 12 by replacing '20' with '10'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Motion No. M12-098

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Supervisor Chiu requested that File No. 120809 be severed so that it may be considered separately.

120809 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 6, 2012, Consolidated General Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2012, Consolidated General Municipal Election. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Mar, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Motion No. M12-099

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120810 [Chinese Progressive Association Day - August 4, 2012]
Sponsors: Mar; Campos and Olague
Resolution commending Chinese Progressive Association on the occasion of its 40th Anniversary and declaring August 4, 2012, as Chinese Progressive Association Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to Chinese Progressive Association Day. There were no speakers. The President declared public comment closed.

Resolution No. 319-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

120796 [Planning Code - Establishing the Divisadero Street Neighborhood Commercial District]
Sponsor: Olague
Ordinance amending the San Francisco Planning Code by: 1) adding Section 743.1 to establish the Divisadero Neighborhood Commercial District (NCD) along Divisadero Street between Haight and O'Farrell Streets; 2) repealing the Divisadero Street Alcohol Restricted Use District established in Section 783; 3) amending Section 151.1 and a portion of Table 151.1, Section 263.20, 607.1(f), 702.3, the specific provisions of the Section 711 Zoning Control Table, and Section 790.55 to make conforming and other technical changes; 4) amending Sheets ZN02 and ZN07 of the Zoning Map to rezone specified properties to the Divisadero Street NCD; 5) amending Sheet SU02 of the Zoning Map to delete the Divisadero Street Alcohol Restricted Use Special Use District; and 6) adopting environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/24/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

07/27/12; REFERRED TO DEPARTMENT.

07/31/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120811 [Administrative Code - Controller's Report on Unfunded Retiree Health Care Costs]
Sponsor: Elsbernd
Ordinance amending the San Francisco Administrative Code, Section 3.3, to require the Controller to report to the Board of Supervisors, as part of the budget process, on the City and County of San Francisco's unfunded liability for retiree health care costs.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/30/2012.

120812 [Administrative Code - Public Housing Right to Return to Revitalized Housing]
Sponsor: Olague
Ordinance amending the San Francisco Administrative Code, by adding Chapter 39, Sections 39.1 through 39.9, to establish the San Francisco Right to Revitalized Housing Ordinance and set City policy regarding the Right to Return to Revitalized Public Housing Units.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/30/2012.

120813 [Administrative Code - Amendment to Rent Ordinance to Provide Hearings on Tenant Harassment]
Sponsors: Olague; Kim and Avalos
Draft Ordinance amending the San Francisco Administrative Code, Chapter 37, Residential Rent Stabilization and Arbitration Ordinance, Section 37.10B, to provide for certain hearings on alleged tenant harassment.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/30/2012.

120814 [Planning Code - Establishing the Fillmore Street Neighborhood Commercial District]

Sponsor: Olague

Ordinance amending the San Francisco Planning Code by: 1) adding Section 744.1 to establish the Fillmore Street Neighborhood Commercial District along Fillmore Street between Bush and Fulton Streets; 2) amending Section 151.1, a portion of Table 151.1, Section 263.20, and Section 607.1(f) to make conforming and other technical changes; 3) amending Sheets ZN02 and ZN07 of the Zoning Map to rezone specified properties to the Fillmore Street Neighborhood Commercial District; and 4) adopting environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1

07/31/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/30/2012

120815 [Health Code - Bed Bug Infestation Prevention, Treatment, Disclosure and Reporting]

Sponsor: Kim

Ordinance amending the San Francisco Health Code, by adding Article 11A, requiring: 1) the Department of Public Health (DPH) to provide written information outlining the rights and responsibilities of tenants, property owners, and Pest Control Operators regarding the prevention and treatment of bed bug infestations; 2) DPH to develop a training curriculum on bed bug abatement; 3) owners to respond to bed bug infestation complaints; 4) property owners to disclose bed bug infestation history for the previous two years; 5) DPH to collect and publish bed bug data on a quarterly basis; 6) establishing enforcement procedures; and 7) making environmental findings.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/30/2012.

120816 [Administrative Code - Port Pre-Payment of Jobs-Housing Linkage Program Obligations]

Sponsor: Kim

Ordinance amending the San Francisco Administrative Code, by adding Section 61.12, to authorize pre-payment of Jobs-Housing Linkage Program obligations for developments on certain Port lands; and adopting environmental findings.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/30/2012

120817 [Campaign and Governmental Conduct Code - Requiring Electronic Filing of Campaign Statements]

Sponsor: Chiu

Ordinance amending the San Francisco Campaign and Governmental Conduct Code, Section 1.112, to require the electronic filing of campaign statements submitted to the Ethics Commission.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/30/2012.

120818 [Administrative Code - Repealing Provisions Extending the Expiration Date of the 2003 Minority Business Enterprise/Women Business Enterprise/Local Business Enterprise Ordinance]

Sponsor: Elsbernd

Ordinance amending the San Francisco Administrative Code by: 1) repealing Section 12D.A.22 and amending Section 14B.18, to repeal provisions extending expiration of Chapter 12D.A in the event the injunction in Coral Construction, Inc., v. City and County of San Francisco (S.F. Sup. Ct. No. 421249) is lifted or stayed; and 2) amending a cross-reference to Section 14B.18 in Section 14B.13(D)(5).

07/31/12; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 8/30/2012.

120819 [Park Code - Petitioning, Leafleting, Picketing, and Soliciting in City Parks]

Sponsor: Wiener

Ordinance amending the San Francisco Park Code, Section 7.08, to repeal Subsection (d), which prohibits persons from petitioning, leafletting, demonstrating, or soliciting in designated areas of certain City parks while another event is in progress for which a permit has been issued by the Recreation and Park Department.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/30/2012.

120820 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2012-2013]

Sponsor: Mayor

Ordinance providing revenue and levying property taxes at a combined rate of $1.1691 on each $100.00 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District, and establishing pass-through rate of $0.0810 per $100.00 of assessed value for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2013.

(Fiscal Impact)

07/31/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/30/2012.

Resolutions

120821 [Establishment and Enforcement of Labor Compliance Program for Proposition 84 - Funded Public Works Projects]

Sponsor: Wiener

Resolution finding that the City and County of San Francisco, through its Office of Labor Standards and Enforcement, has established, and will enforce a project-specific Labor Compliance Program, in accordance with the requirements of Labor Code Section 1771.5(b), for all public works projects funded in any part from a Proposition 84 (2006 Safe Drinking Water Bond Act) Grant.

07/31/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120822 [Lease Amendment - Union Square Garage - 333 Post Street]
Sponsor: Chiu
Resolution approving and authorizing an amendment to the Lease of the Union Square Garage at 333 Post Street with the City of San Francisco Uptown Parking Corporation to continue the term of the Lease on a month to month basis following the retirement of certain parking revenue bonds until the City and the Corporation either execute a new lease to replace the existing Lease, or complete an agreement to terminate the Lease and create a new advisory body in place of the Corporation; and ratifying prior acts.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120823 [Accept and Expend Grant - The Stop Study - $747,833]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $747,833 from Centers for Disease Control and Prevention to participate in a program entitled "The Stop Study" for the period of June 15, 2012, through June 14, 2013.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120824 [Accept and Expend Grant - San Francisco Parks Alliance - $625,017.53]
Sponsor: Farrell
Resolution authorizing the Recreation and Park Department to accept and expend a grant of $625,017.53 from the San Francisco Parks Alliance to support the renovation of the children's play area at Lafayette Park.

07/31/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120825 [Accept and Expend Grant - Harding Park Recycled Water Project - $2,114,000]
Sponsor: Elsbernd
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a Department of Water Resources administered grant in the amount of $2,114,000 for implementation of the Harding Park Recycled Water Project.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

120827 [Accept and Expend Grant - South Murphy Windmill Project, Phase 1C - $513,000]
Sponsor: Mar
Resolution authorizing the Recreation and Parks Department to retroactively accept and expend a grant in the amount of $513,000 from the San Francisco Parks Alliance for the South Murphy Windmill Project, Phase 1C.

07/31/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120828 [Accept and Expend Grant - High-Efficiency Toilet Installation Program - $863,100]
Sponsor: Chu
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a Department of Water Resources administered grant in the amount of $863,100 for the San Francisco Public Utilities Commission High-Efficiency Toilet Installation Program.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Request for Hearing

120829 **[Hearing - Possible Impacts of Formula Retail on Fresh Food Businesses]**
Sponsors: Mar; Olague
Hearing on the Budget and Legislative Analyst's Report on the possible impacts of formula retail on fresh food businesses.

07/31/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

PROPOSED RESOLUTION

120790 **[Real Property Lease - 124 Turk Street]**
Resolution authorizing the exercise of a ten year option to extend the Master Lease of the 14,700 square foot building at 124 Turk Street for the Department of Public Health for contract service providers to provide housing to homeless individuals. (Real Estate Department)
(Fiscal Impact)

07/23/12; RECEIVED FROM DEPARTMENT.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriam

Violette B. King - Supervisor Malia Cohen

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:51 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up

Approved by the Board of Supervisors on September 4, 2012.

Angela Calvillo, Clerk of the Board